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SALUS POPULI SUPREMA LEX ESTO

“The welfare of the people shall be the supreme law.”



JOHN R. ASHCROFT
SECRETARY OF STATE

MISSOURI REGISTER

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Register Filing Deadlines	Register Publication Date	Code Publication Date	Code Effective Date
July 1, 2019 July 15, 2019	August 1, 2019 August 15, 2019	August 31, 2019 August 31, 2019	September 30, 2019 September 30, 2019
August 1, 2019 August 15, 2019	September 2, 2019 September 16, 2019	September 30, 2019 September 30, 2019	October 30, 2019 October 30, 2019
September 3, 2019 September 16, 2019	October 1, 2019 October 15, 2019	October 31, 2019 October 31, 2019	November 30, 2019 November 30, 2019
October 1, 2019 October 15, 2019	November 1, 2019 November 15, 2019	November 30, 2019 November 30, 2019	December 30, 2019 December 30, 2019
November 1, 2019 November 15, 2019	December 2, 2019 December 16, 2019	December 31, 2019 December 31, 2019	January 30, 2020 January 30, 2020
December 2, 2019 December 16, 2019	January 2, 2020 January 15, 2020	January 30, 2020 January 30, 2020	February 29, 2020 February 29, 2020
January 2, 2020 January 15, 2020	February 3, 2020 February 18, 2020	February 29, 2020 February 29, 2020	March 30, 2020 March 30, 2020

Documents will be accepted for filing on all regular workdays from 8:00 a.m. until 5:00 p.m. We encourage early filings to facilitate the timely publication of the *Missouri Register*. Orders of Rulemaking appearing in the *Missouri Register* will be published in the *Code of State Regulations* and become effective as listed in the chart above. Advance notice of large volume filings will facilitate their timely publication. We reserve the right to change the schedule due to special circumstances. Please check the latest publication to verify that no changes have been made in this schedule. To review the entire year's schedule, please check out the website at sos.mo.gov/adrules/pubsched.

HOW TO CITE RULES AND RSMO

RULES

The rules are codified in the *Code of State Regulations* in this system–

Title		Division	Chapter	Rule
3	CSR	10-	4	.115
Department	<i>Code of State Regulations</i>	Agency Division	General area regulated	Specific area regulated

and should be cited in this manner: 3 CSR 10-4.115.

Each department of state government is assigned a title. Each agency or division in the department is assigned a division number. The agency then groups its rules into general subject matter areas called chapters and specific areas called rules. Within a rule, the first breakdown is called a section and is designated as (1). Subsection is (A) with further breakdown into paragraphs 1., subparagraphs A., parts (I), subparts (a), items I. and subitems a.

The rule is properly cited by using the full citation, for example, 3 CSR 10-4.115 NOT Rule 10-4.115.

Citations of RSMo are to the *Missouri Revised Statutes* as of the date indicated.

Code and Register on the Internet

The *Code of State Regulations* and *Missouri Register* are available on the Internet.

The *Code* address is sos.mo.gov/adrules/csr/csr

The *Register* address is sos.mo.gov/adrules/moreg/moreg

These websites contain rulemakings and regulations as they appear in the *Code* and *Registers*.

Rules appearing under this heading are filed under the authority granted by section 536.025, RSMo. An emergency rule may be adopted by an agency if the agency finds that an immediate danger to the public health, safety, or welfare, or a compelling governmental interest requires emergency action; follows procedures best calculated to assure fairness to all interested persons and parties under the circumstances; follows procedures which comply with the protections extended by the *Missouri* and the *United States Constitutions*; limits the scope of such rule to the circumstances creating an emergency and requiring emergency procedure, and at the time of or prior to the adoption of such rule files with the secretary of state the text of the rule together with the specific facts, reasons, and findings which support its conclusion that there is an immediate danger to the public health, safety, or welfare which can be met only through the adoption of such rule and its reasons for concluding that the procedure employed is fair to all interested persons and parties under the circumstances.

Rules filed as emergency rules may be effective not less than ten (10) business days after filing or at such later date as may be specified in the rule and may be terminated at any time by the state agency by filing an order with the secretary of state fixing the date of such termination, which order shall be published by the secretary of state in the *Missouri Register* as soon as practicable.

All emergency rules must state the period during which they are in effect, and in no case can they be in effect more than one hundred eighty (180) calendar days or thirty (30) legislative days, whichever period is longer. Emergency rules are not renewable, although an agency may at any time adopt an identical rule under the normal rulemaking procedures.

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 85—Division of Business and Community Services

Chapter 5—Historic Preservation Tax Credit Program

ORDER TERMINATING EMERGENCY AMENDMENT

By the authority vested in the Department of Economic Development under section 135.487, RSMo 2016, and section 620.010, RSMo Supp. 2019, the department hereby terminates an emergency amendment effective November 29, 2019, as follows:

4 CSR 85-5.010 Overview and Definitions is terminated.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on May 1, 2019 (44 MoReg 9, pages 1229-1230).

Title 4—DEPARTMENT OF ECONOMIC DEVELOPMENT

Division 85—Division of Business and Community Services

Chapter 5—Historic Preservation Tax Credit Program

ORDER TERMINATING EMERGENCY AMENDMENT

By the authority vested in the Department of Economic Development

under section 135.487, RSMo 2016, and section 620.010, RSMo Supp. 2019, the department hereby terminates an emergency amendment effective November 29, 2019, as follows:

4 CSR 85-5.020 Applications is terminated.

A notice of emergency rulemaking containing the text of the emergency amendment was published in the *Missouri Register* on May 1, 2019 (44 MoReg 9, pages 1230-1232).

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 10—Office of the Director

Chapter 4—Coordinated Health Care Services

EMERGENCY RESCISSION

19 CSR 10-4.020 J-1 Visa Waiver Program. This rule outlined the Department of Health and Senior Services' J-1 visa waiver recommendation process in accordance with section 214(l) of the Immigration and Nationality Act.

PURPOSE: *This rule is being rescinded because a substantial portion of it is being updated and clarified in a new rule that will replace it.*

EMERGENCY STATEMENT: *This emergency rescission is necessary to protect a compelling government interest because a substantial portion of the rule is being updated and clarified and the rule text has become outdated since it was last amended. DHSS finds that there is a compelling government interest, which requires this emergency action. A proposed rescission, which covers the same material, is published in this issue of the Missouri Register. The scope of this emergency rescission is limited to the circumstances creating the emergency and complies with the protections extended in the Missouri and United States Constitutions. DHSS believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed September 17, 2019, becomes effective October 1, 2019, and expires March 27, 2020.*

AUTHORITY: *section 191.411.1, RSMo Supp. 2001. Emergency rule filed April 17, 1995, effective April 27, 1995, expired Aug. 24, 1995. Original rule filed April 17, 1995, effective Oct. 30, 1995. Changed to 19 CSR 10-4.020 July 30, 1998. Emergency amendment filed Sept. 19, 2000, effective Sept. 29, 2000, expired March 27, 2001. Amended: Filed Sept. 19, 2000, effective Feb. 28, 2001. Emergency amendment filed Dec. 16, 2002, effective Dec. 26, 2002, expired June 23, 2003. Amended: Filed Dec. 16, 2002, effective May 30, 2003. Emergency rescission filed Sept. 17, 2019, effective Oct. 1, 2019, expires March 27, 2020. A proposed rescission covering this same material is published in this issue of the Missouri Register.*

PUBLIC COST: *This emergency rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: *This emergency rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES
Division 10—Office of the Director
Chapter 4—Coordinated Health Care Services

EMERGENCY RULE

19 CSR 10-4.020 J-1 Visa Waiver Program

PURPOSE: This rule outlines the Department of Health and Senior Services' J-1 visa waiver recommendation process in accordance with section 214(l) of the Immigration and Nationality Act.

*EMERGENCY STATEMENT: The Department of Health and Senior Services ("DHSS") determined that this emergency rule is necessary due to a compelling government interest. This emergency rule is necessary to ensure that there is an equitable, consistent application evaluation process in place on October 1st, which is the date that applications for the Federal J-1 visa waiver recommendation program will start being accepted by the United States Department of State ("DOS"). The J-1 visa waiver program is administered by the DOS, but DHSS is tasked with selecting applications for recommendation that may be ultimately selected by the DOS to serve as physicians in Missouri areas of need, especially rural areas. When an application packet is received, DHSS staff evaluates the application to ensure that all necessary qualifications are met prior to sending the recommendation to DOS. Each state can make thirty recommendations to DOS, but Missouri consistently receives more than thirty applications. In the past, DHSS ordinarily filled the thirty slots in the order that application packets were received. This recently created situations where applicants needed to hand deliver or even mail their applications prior to October 1 in order to compete for one of the available slots. Furthermore, focusing strictly on the date of receipt does not allow DHSS to best serve the state of Missouri. By establishing a priority system, DHSS will be able to evaluate applications in an equitable and consistent way and recommend physicians located in areas of greater need than simply the first thirty to apply. In order to best serve DOS, which is a department of the Federal government, DHSS needs this emergency rule to effectively establish an equitable and consistent application review process for the J-1 Visa recommendation program. This emergency rule must be effective prior to October 1, which is the date that J-1 Visa applications can be submitted to DHSS for review. DHSS finds that there is a compelling government interest, which requires this emergency action. A proposed rule, which covers the same material, is published in this issue of the *Missouri Register*. The scope of this emergency rule is limited to the circumstances creating the emergency and complies with the protections extended in the *Missouri and United States Constitutions*. DHSS believes this emergency rule is fair to all interested persons and parties under the circumstances. This emergency rule was filed September 17, 2019, becomes effective October 1, 2019, and expires March 27, 2020.*

(1) The following definitions shall be used in the interpretation of this rule:

(A) Department means the Missouri Department of Health and Senior Services;

(B) Director means the director of the Missouri Department of Health and Senior Services; and

(C) Health professional shortage area (HPSA) means a geographic area, population group, or individual facility designated by the United States Department of Health and Human Services, Health Resources and Services Administration as having a shortage of physicians.

(2) A waiver request must come from a Missouri health care facility on behalf of a J-1 Visa physician. All of the required information and documentation, as required by the United States Department of State,

J-1 Visa Waiver Program, must be submitted in a single application package with the documents presented in the order as prescribed in paragraphs (2)(A)–(H). Waiver requests that do not comply with these requirements will not be considered. The required documents include:

(A) A completed Form DS-3035, J-1 Visa Waiver Recommendation Application;

(B) An employment contract between the physician and the health care facility employing the physician named in the waiver application that includes the following:

1. The name and address of the health care facility;
2. A statement that the physician agrees to begin employment with the employer within 90 days of receiving the waiver;
3. A statement that indicates the physician's specialty;
4. The specific geographical area or areas where the physician will practice medicine;

5. A statement by the physician that he or she agrees to meet the requirements set forth in the Immigration and Nationality Act, Section 214(l);

6. An employment period of at least three years in a designated HPSA; and

7. A full-time schedule of at least 40 hours per week in direct patient care in the HPSA.

(C) Proof that the location where the physician will practice medicine is in a designated HPSA;

(D) Copies of all Forms IAP-66 or DS-2019, Certificate of Eligibility for Exchange Visitor (J-1) Status;

(E) A copy of the physician's curriculum vitae;

(F) Proof of eligibility for licensure with the Missouri Board of Healing Arts;

(G) A copy of the statement of no objection from the physician's country of nationality or last residence, if the physician is contractually obligated to return to the home country; and

(H) An original and one (1) unbound copy of the entire application package shall be included.

(3) Application packages will be accepted between October 1 and November 30 of each year. Each application package received by the department will be reviewed for completeness. Complete applications are those which include all required documentation, as listed in section (2)(A)–(H). Complete applications will be forwarded for approval by the director or his/her designee in the priority as outlined in section (4)–(6). Upon approval, the department will send the request to the appropriate federal authorities.

(4) The department's J-1 Visa Waiver Program will give priority to those physicians in one (1) of the following specialties: Family Practice, General Practice, General Pediatrics, Obstetrics/Gynecology, or Psychiatry. If the department receives more than 30 completed application packages between October 1 and November 30, application packages will be prioritized in the following order:

(A) Primary Care physicians will be prioritized before other specializations

(B) Primary Care HPSA score of the location of the health care facility employing the physician; higher HPSA scores will be prioritized before lower HPSA scores.

(C) The date the application package was received by the department; applications received earlier will be prioritized before applications received later.

(D) In the event that there are fewer remaining waivers than applicants, and with all of those applicants having equal status in priority, remaining waiver(s) will be recommended by lottery.

(5) In addition to the eligible physicians set forth in section (4), waivers may be recommended for other specialties and subspecialties.

(A) Physicians trained in other specialties may be considered for recommendation for a J-1 Visa Waiver based on the following criteria:

1. Vacant slots must be available; and

2. The specialty physician's application must comply with all other requirements of the J-1 Visa Program.

(B) The number of specialty recommendations in any given program year will be determined by the number of available slots after all application packages for primary care physicians as outlined in section (4) are reviewed. If more application packages are received for specialists than the department has slots available, priority will be determined by Primary Care HPSA score of the location of the health care facility employing the physician; i.e. higher Primary Care HPSA scores will be assigned higher priority.

(6) If the department recommends less than 30 physicians for J-1 Visa Waivers for application packages received between October 1 and November 30 of each year, application packages will continue to be accepted, reviewed for completeness and recommended in the order of the date they are received for any specialty until all available slots are filled.

(A) In the event that there are fewer remaining waivers than applicants, and with all of those applicants having equal status in priority, remaining waiver(s) will be recommended by lottery.

(7) It is the responsibility of the physician and the employer to meet Missouri's licensing and credentialing requirements as delineated by the Missouri Board of Healing Arts.

(8) A physician who is practicing under a J-1 visa in another state who wishes to practice in a HPSA in Missouri and obtain a J-1 visa waiver may do so only under the following conditions:

(A) The physician must complete the J-1 visa waiver application process in Missouri and obtain a Missouri medical license prior to commencing practice;

(B) The physician retains sole responsibility for notifying the employer of the intent to transfer, and payment of any financial penalty caused by a breach of contract, as determined by the employer; and

(C) All other J-1 visa waiver requirements remain in effect.

(9) A physician with a J-1 visa waiver who is practicing in Missouri who wishes to transfer to another HPSA in Missouri may do so under the following conditions:

(A) At least sixty (60) days in advance of the proposed change, the physician must notify the department of the new practice site address, telephone number, site director and the effective date of the proposed change;

(B) The reason for the transfer must be explained in the written notice;

(C) A new J-1 visa waiver employer contract must be submitted to the department prior to approval of the transfer; and

(D) The physician retains sole responsibility for notifying the employer of the intent to transfer and payment of any financial penalty caused by a breach of contract, as determined by the original employer.

(10) The department is not responsible for exceptions to or interpretations of these policies which have occurred without the written approval of the director of the department or his/her designee.

(11) The department is not responsible for any practice arrangements or contractual obligations entered into by the physician prior to approval of a J-1 visa waiver request.

June 23, 2003. Amended: Filed Dec. 16, 2002, effective May 30, 2003. Emergency rescission and rule filed Sept. 17, 2019, effective Oct. 1, 2019, expires March 27, 2020. A proposed rescission and rule covering this same material is published in this issue of the Missouri Register.

PUBLIC COST: This emergency rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This emergency rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

AUTHORITY: section 191.411.1, RSMo Supp. 2001. Emergency rule filed April 17, 1995, effective April 27, 1995, expired Aug. 24, 1995. Original rule filed April 17, 1995, effective Oct. 30, 1995. Changed to 19 CSR 10-4.020 July 30, 1998. Emergency amendment filed Sept. 19, 2000, effective Sept. 29, 2000, expired March 27, 2001. Amended: Filed Sept. 19, 2000, effective Feb. 28, 2001. Emergency amendment filed Dec. 16, 2002, effective Dec. 26, 2002, expired

The Secretary of State shall publish all executive orders beginning January 1, 2003, pursuant to section 536.035.2, RSMo.

EXECUTIVE ORDER

19-17

WHEREAS, Executive Order 81-24 adopted a State Training Policy as the official policy of the state; and

WHEREAS, strategies relating to talent management, hiring, and retention have evolved over time; and

WHEREAS, training and employee development programs require flexibility to meet changing needs; and

WHEREAS, the current State Training Policy does not meet contemporary needs; and

WHEREAS, the current State Training Policy has proven to be difficult to implement and overly burdensome thereby creating undue complication and a lack of clarity for state employees.

NOW THEREFORE, I, MICHAEL L. PARSON, GOVERNOR OF THE STATE OF MISSOURI, by virtue of the authority vested in me by the Constitution and laws of the State of Missouri, do hereby rescind Executive Order 81-24 and terminate all authority granted thereunder.



IN WITNESS WHEREOF, I have hereunto set my hand and caused to be affixed the Great Seal of the State of Missouri, in the City of Jefferson, on this 20th day of September, 2019.

A handwritten signature in black ink, reading 'Michael L. Parson', written over a horizontal line.

MICHAEL L. PARSON
GOVERNOR

ATTEST:

A handwritten signature in black ink, reading 'John R. Ashcroft', written over a horizontal line.

JOHN R. ASHCROFT
SECRETARY OF STATE

Under this heading will appear the text of proposed rules and changes. The notice of proposed rulemaking is required to contain an explanation of any new rule or any change in an existing rule and the reasons therefor. This is set out in the Purpose section with each rule. Also required is a citation to the legal authority to make rules. This appears following the text of the rule, after the word "Authority."

Entirely new rules are printed without any special symbology under the heading of proposed rule. If an existing rule is to be amended or rescinded, it will have a heading of proposed amendment or proposed rescission. Rules which are proposed to be amended will have new matter printed in boldface type and matter to be deleted placed in brackets.

An important function of the *Missouri Register* is to solicit and encourage public participation in the rulemaking process. The law provides that for every proposed rule, amendment, or rescission there must be a notice that anyone may comment on the proposed action. This comment may take different forms.

If an agency is required by statute to hold a public hearing before making any new rules, then a Notice of Public Hearing will appear following the text of the rule. Hearing dates must be at least thirty (30) days after publication of the notice in the *Missouri Register*. If no hearing is planned or required, the agency must give a Notice to Submit Comments. This allows anyone to file statements in support of or in opposition to the proposed action with the agency within a specified time, no less than thirty (30) days after publication of the notice in the *Missouri Register*.

An agency may hold a public hearing on a rule even though not required by law to hold one. If an agency allows comments to be received following the hearing date, the close of comments date will be used as the beginning day in the ninety- (90-) day-count necessary for the filing of the order of rulemaking.

If an agency decides to hold a public hearing after planning not to, it must withdraw the earlier notice and file a new notice of proposed rulemaking and schedule a hearing for a date not less than thirty (30) days from the date of publication of the new notice.

Proposed Amendment Text Reminder:

Boldface text indicates new matter.

[Bracketed text indicates matter being deleted.]

**Title 1—OFFICE OF ADMINISTRATION
Division 20—Personnel Advisory Board and Division of
Personnel
Chapter 6—Management Training**

PROPOSED AMENDMENT

1 CSR 20-6.010 [Management Training] Leadership Development. The board is amending sections (1)–(4), deleting sections (5)–(14), amending the purpose statement, and amending the rule title.

PURPOSE: *This amendment modernizes this rule to assist state agencies in developing and maintaining effective leaders.*

PURPOSE: *This rule prescribes [guidelines and] standards [as required by section 36.510, RSMo] regarding mandatory training for [persons employed] employees in [management] leadership positions [in] within state agencies [within the executive branch of state government other than elective offices and*

the institutions of higher learning]. These [guidelines and] standards provide a framework for developing and maintaining leadership effectiveness consistent with the mission and needs of each [department] agency.

(1) **Definitions.** As used in this rule, unless the context clearly indicates otherwise, the following terms shall mean:

(A) Supervisor, a person *[directly and immediately]* responsible for planning, organizing, directing, coaching, and evaluating the work of employees *[to accomplish a limited function or activity]*;

(B) Manager, a *[person responsible for various general management processes including activities such as general program planning, development and coordination, or the organization, direction and evaluation of major program functions and operations or a combination of these]* supervisor who directs the work of other supervisors, monitors and evaluates the progress of an organization, and makes adjustments in objectives, work plans, schedules, and commitment of resources; and

(C) Executive, *[for the purposes of this rule, Executive shall be defined as senior Level Managers including Division Director, Deputy, Assistant Director, or their equivalent; and] a manager who serves at the top levels of an agency or division.*

[(D) For purposes of this rule, the terms Supervisor, Manager, and Executive shall include all positions in Uniform Classification and Pay (UCP) agencies which the Division of Personnel finds to involve substantial supervisory or administrative responsibilities, and shall also include comparable positions in non-UCP agencies of the state. The final determination of such comparability shall be made by department directors after careful review of information furnished by the Division of Personnel of the job classifications and approximate number of incumbents considered.]

(2) *[The professional development of supervisors, managers, and executives is of paramount importance to the successful completion of state business. Therefore, each department in state government shall establish programs, systems, and procedures, as necessary to implement, administer, and enforce the standards for training personnel in the positions as defined in this rule. A department may request technical assistance from the Division of Personnel concerning the implementation and administration of the guidelines and standards. A department also may request formal training courses and other management-supervisory training programs from the Division of Personnel or may establish alternative training programs. Each department shall provide training which it requires without cost to its employees. Departments may reimburse employees for additional job-related training courses in accordance with uniform state policies and procedures issued by the Office of Administration and the department's own policies and procedures which are not in conflict and which provide uniform treatment of employees.] Training Program Policy and Development. Agencies must provide for the development of employees in supervisory positions. Agencies must issue written policies to ensure they—*

(A) Provide training within two (2) months of an employee's initial appointment to a supervisory position that includes, but is not limited, to:

1. Professional Development and Performance Management. The process of developing and implementing a work environment in which employees are assigned responsibility, enabled to perform to the best of their abilities, and held accountable;

2. **Employment Laws and Legal Issues.** A working understanding of the laws that affect the workplace and the responsibilities supervisors have with respect to those laws;

3. **Diversity.** The practice of creating and maintaining a workplace culture that values trust, respect, and inclusion of all employees; and

4. **Cyber and Workplace Security.** An understanding of current threats and strategies supervisors should use to combat these risks;

(B) Provide training within six (6) months of an employee's initial appointment to a supervisory position that includes, but is not limited to:

1. **Mentoring and Coaching.** The ability to provide an employee with constructive feedback that is information-specific, issue-focused, based on observations, used to improve performance, and accelerates the employee's professional development;

2. **Interviewing.** The ability to interview and hire employment candidates by using best practices and a general understanding of the overall hiring process;

3. **Project Management and Continuous Improvement.** The ability to identify opportunities for improving the efficiency and effectiveness of work, develop project plans to implement changes, and manage results; and

4. **Communication.** The ability to communicate with employees and other stakeholders in a way that is clear, personalized, transparent, empathetic, collaborative, and inspiring;

(C) Maintain knowledge of the above topics on an annual basis;

(D) Institute a structure for supervisors, managers, and executives to dedicate time toward professional development no less than an average of one (1) hour each week; and

(E) Design and implement leadership development programs that are aligned with guidance from the Division of Personnel, foster a government-wide perspective, identify and develop future leaders, and support agency business initiatives and goals. All training efforts shall strive toward best practices for leadership competencies and modern training techniques.

(3) *[For purposes of coordination, the departments shall annually review their projections of training needs for personnel in these positions. The information provided will be used by the Division of Personnel, State Training Advisory Council (STAC), and individual agencies in developing training programs and administering the guidelines and standards contained in this rule.]* **Records of Training Program Participation.** Each agency shall adopt a standardized methodology prescribed by the Division of Personnel for measuring and reporting the efficiency, effectiveness, and outcomes of training efforts. These records shall be submitted to the Division of Personnel either through a common electronic platform or by other means on no less than an annual basis.

(4) *[Employees entering into the positions covered by this rule are required to complete a minimum of forty (40) hours of training within their first year in the position. Thereafter, employees are required to maintain at least sixteen (16) hours of continuing Competency Based Training annually.]* **Coordination and Governance.** To facilitate communication and continuous improvement, each agency shall designate and maintain one (1) talent development manager or executive, and one (1) business manager or executive, who shall participate in an inter-agency consultative group. The group will be led by the Division of Personnel. Meeting frequency and duration will be determined by the Division of Personnel for the inter-agency group in order to achieve the following objectives:

(A) Ensure agency and state-wide talent development programs are current according to the standards prescribed in this rule;

(B) Ensure this rule remains relevant to overall management priorities and aligned with current workforce development needs. The inter-agency group may provide input to the Division of Personnel regarding amending this rule; and

(C) Develop and maintain recommendations to assist agencies in complying with the rule.

[(15) Training in any of the twenty-four (24) competencies will count toward fulfillment of the training rule requirements. However, to provide a framework for developing a broad spectrum of effectiveness in the areas of supervision, management, organizational development, and leadership, training must be received in more than one (1) competency each year.

[(6) In cases of promotion, whether it be from Supervisor to Manager, or Manager to Executive, it shall be at the discretion of the department to determine which of the two (2) thresholds of hours applies: either the sixteen (16)-hour threshold or the forty (40)-hour threshold.

[(7) In cases of lateral transfers between agencies or within an agency, it shall be at the discretion of the employing department to determine which of the two (2) thresholds applies: either the sixteen (16)-hour threshold or the forty (40)-hour threshold.

[(8) Incumbents in all positions covered in this rule are also required to take a Core Curriculum consisting of performance management, diversity, and prevention of unlawful discrimination. Diversity and prevention of unlawful discrimination programs shall be required of incumbents in all positions covered in this rule, and every effort shall be made to meet these requirements every two (2) years but not to exceed three (3) years. The format and time frames of these programs shall be determined by the departments. STAC will provide guidance to departments regarding the content of these programs as/when needed.

[(9) To support its effectiveness, each department shall ensure through its programs, systems and procedures that equal employment opportunity and upward mobility objectives are implemented as part of its supervisory and management career development process. Each individual employee shall have responsibility to effectively use, for personal self-growth and career development, the training opportunities provided.

[(10) The twenty-four (24) competencies identified by STAC are as follows:

[(A) Accountability: The ability to accept all responsibilities of the job and assigned tasks. Components of this competency can include holding self and others accountable for delivering quality products, assuring effective controls are developed and/or maintained so organizational integrity is maintained, acting decisively to modify activities to better promote customer service and/or quality of programs and pursuing all assignments with the philosophy that the responsible individual must follow through to completion if the project is to be successful;

[(B) Computer Literacy: The ability to use provided computer technology to enhance the quality of work and programs. Components of this competency can include possessing sufficient knowledge and comfort concerning computer applications and telecommunications. It also includes the ability to

interact effectively with internal and external contacts and to stay informed about technological advances and their potential impact or value to work activities;

(C) Creative Thinking: The ability to develop new insights into situations and apply innovative solutions that make improvements. Components of this competency can include the ability to encourage innovation and creativity among others;

(D) Customer Service: The ability to remain focused on understanding, anticipating, and responding to the internal and external needs of customers. Components of this competency can include the ability to see customer satisfaction as the number one priority and to maintain sensitivity to the requirements of customers through personal involvement and a continuous drive for feedback;

(E) Decisiveness: The ability to make timely and effective decisions with available information or knowledge and within your own authority. Components of this competency can include the ability to take calculated risks even in uncertain situations, perceive the impact/implications of decisions, and assume responsibility for the results of decisions even if unpopular;

(F) Financial Management: The ability to administer financial resources in a manner that instills public trust and accomplishes the department's mission. Components of this competency can include overseeing allocation of financial resources, preparing and/or justifying budgets or expenditure requests, and overseeing procurement and contracting procedures;

(G) Flexibility: The ability to accept change and to cope with job pressure and stress. Components of this competency can include the ability to adapt behavior and work methods in response to new information, changing conditions, or unexpected obstacles. It includes the ability to actively solicit information and views from others and use the input to make change occur, and adjust to multiple demands and shifting priorities with minimal disruption and stress;

(H) Influencing: The ability to persuade others to buy into a course of action. Components of this competency can include the ability to network with key individuals or groups to accomplish goals and promote the organization to others, and to inspire others so as to create enthusiasm and a desire to succeed within others;

(I) Integrity: The ability to behave in a professional, fair, and ethical manner toward others and instill mutual trust and confidence. Components of this competency can include the ability to follow through on commitments, act in a manner consistent with values, demonstrate a sense of responsibility and commitment to sound ethics, and encourage high standards of behavior in others;

(J) Mediating: The ability to address and resolve conflicts that arise in an effective, impartial manner. Components of this competency can include the ability to take steps to prevent potential situations which could result in unpleasant confrontations, and handle confrontations which arise before they have a negative affect on others and the organization;

(K) Mentoring: The ability to coach and challenge others to achieve their potential. Components of this competency can include the ability to serve as a role model for continuous improvement throughout the organization, develop leadership in others by sharing knowledge, experiences and opportunities for growth, and provide timely and specific feedback that reinforces or elicits desired behavior;

(L) Negotiating: The ability to build a consensus and accomplish goals through give and take actions. Components of this competency can include the ability to gain cooperation from others to obtain information and identify and understand the interests of others;

(M) Political Awareness: The ability to identify internal and external politics that impact the work of the organization. Components of this competency can include the ability to approach each problem situation with a clear perception of organizational and political reality. It includes the ability to build and strengthen internal support bases, and get understanding and support from management;

(N) Perceptiveness: The ability to recognize the impact of one's own behavior on others. Components of this competency can include the ability to consider and respond appropriately to the needs, feelings, and capabilities of different people in different situations, show a genuine interest in others and their successes, and treat others with respect and dignity;

(O) Planning: The ability to establish comprehensive and realistic plans of action to accomplish activities and evaluate progress. Components of this competency can include the ability to maintain a focus on the planned outcome, exercise good judgment in structuring and organizing work, and monitor progress of activities so discrepancies are identified and corrected;

(P) Problem-solving: The ability to define a problem, analyze relevant information, and develop solutions. Components of this competency can include the ability to anticipate potential problems, reduce a situation to its essential elements, simplistic elements, and distinguish between relevant and irrelevant information;

(Q) Self-direction: The ability to maintain focus and intensity, and remain optimistic and persistent even under adversity. Components of this competency can include the ability to deal effectively with pressure and recover quickly from setbacks, demonstrate a deep-seated need for achievement, manage your own time effectively and efficiently, seek and use feedback from others, initiate appropriate action without being directed, and maintain confidence in your own ability and ideas;

(R) Strategic Thinking: The ability to develop and implement effective strategies that are consistent with the organization's vision and mission. Components of this competency can include the ability to consider a broad range of internal and external factors that may impact the organization, anticipate potential threats or opportunities, and promote change based on the long-range strategic view of the future;

(S) Teamwork: The ability to develop and sustain cooperative working relationships. Components of this competency can include the ability to inspire, motivate and guide others toward accomplishment of goals and activities. It includes the ability to encourage collaboration and to promote open communication and collective problem-solving within the group;

(T) Technical Knowledge: The ability to demonstrate proficiency in areas of primary responsibility. Components of this competency can include the ability to apply procedures, regulations, and policies to remain current and informed of new and existing issues which may affect work;

(U) Verbal Communication: The ability to create and sustain an atmosphere in which timely, quality information flows between self and others, and express facts and ideas in a convincing manner. Components of this competency can include the ability to encourage expression of ideas, keep others informed of relevant facts and issues or decisions, be receptive to new or different viewpoints, accept feedback, tailor a message to the listeners' needs, listen effectively, clarify information, and use available technology to enhance material;

(V) Vision: The ability to take a long-term view of the organization's direction and articulate a vision which integrates key program goals, priorities, values, and other factors.

Components of this competency can include the ability to balance change of continuity, identify and integrate key issues affecting the organization, and promote ownership of the vision in others;

(W) *Written Communications*: The ability to express facts and ideas in writing in a clear, convincing, and organized manner. Components of this competency can include the ability to effectively reflect the position of the organization, review and critique written communication in a constructive and substantive manner, and use available technology to enhance material; and

(X) *Workforce Management*: The ability to administer human resource management principles in a manner which instills public and employee trust, maximizes employee potential and fosters high ethical standards in meeting the organization's mission. Components of this competency may include the ability to assess current and future staffing needs, take an active role in recruiting, and retaining staff. It also includes the need to clarify roles and responsibilities, provide clear direction, delegate and empower staff to accomplish assignments, support programs and activities that deal with employee well-being such as safety, health, and family life. It allows for employee growth and it requires that you assess employee performance, give timely feedback, take appropriate corrective/disciplinary actions when other means have not been successful, and value cultural diversity, and other differences. Lastly, it requires that you commit resources necessary to develop and train employees for long-term employment based on needs.

(11) *Competencies as identified in this rule will align with the current performance management (appraisal) system prescribed by the Division of Personnel. STAC will be responsible for determining this correlation and providing departments with this information.*

(12) *The Division of Personnel, within available resources and upon request from a department, shall provide technical assistance concerning the administration of the guidelines for mandatory management training as set out in this rule. The Division of Personnel shall also develop and present or otherwise make available formal training courses and other management development programs which address competencies identified in this rule. No department or the Division of Personnel shall be responsible to provide training courses that address all the competencies identified in this rule.*

(13) *At least every five (5) years, STAC will make recommendations to the Personnel Advisory Board regarding the status of the rule, specifically: additions, deletions, and substitutions to the provisions of the rule. The results of this review may change the Core Curriculum and competencies listed in this rule. The departments will change their training projections and programs according to the results.*

(14) *Each department shall require employees in positions covered by this rule to successfully demonstrate an ongoing ability to plan, organize, direct, coordinate, and evaluate the work activities for which they are responsible and to motivate assigned staff to accomplish organizational objectives. Should the department determine that an individual incumbent in a covered position requires training in a competency not identified in this rule, it is the responsibility of the department to provide that training.]*

AUTHORITY: sections 36.070 and 36.510, RSMo [2000] *Supp.* 2019. Original rule filed Oct. 7, 1985, effective Jan. 12, 1986. Amended: Filed Nov. 15, 2000, effective May 30, 2001. Amended:

Filed June 1, 2009, effective Nov. 30, 2009. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE OF PUBLIC HEARING AND NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Personnel Advisory Board, Attn: Casey Osterkamp, Secretary, 301 W. High St., Room 430, Jefferson City, MO 65101. To be considered, comments must be received no later than the date of the public hearing, December 10, 2019, which is thirty-nine (39) days after publication of this notice in the *Missouri Register*. A public hearing is scheduled for 10:00 AM, December 10, 2019, at the Harry S Truman State Office Building, 301 W. High St., Room 430, Jefferson City, MO 65101.

Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.010 Definitions. The department is amending the entire rule.

PURPOSE: This amendment updates the list of definitions for Chapter 17.

PURPOSE: This rule lists definitions for Chapter 17.

The terms defined in sections 195.010 and 195.740, RSMo, in addition to other relative terms pertaining to the industrial hemp [agricultural pilot] program will be applied for use in 2 CSR 70-17.010 to [2 CSR 70-17.120] **2 CSR 70-17.130.**

[(1) *Agricultural Hemp Seed Production Permit—permit issued by the Missouri Department of Agriculture to registered growers and handlers engaged in the production of agricultural hemp seed that:*

(A) *Is sold or intended to be sold to registered growers for planting; or*

(B) *Remains capable of germination.*

(2) *Applicant—a person, joint venture, or cooperative who submits an application for registration as a grower and/or handler.*

(3) *CBD—cannabidiol.*

(4) *Certificate of analysis—a certificate from an independent testing laboratory describing the results of the laboratory's testing of a sample.*

(5) *Certified agricultural hemp seed—seed for which a certificate or any other instrument has been issued by an agency authorized under the laws of any country, state, territory, or possession of the United States to officially certify seed and that has standards and procedures approved by the Association of Official Seed Certifying Agencies (AOSCA) to assure the genetic purity and identity of the seed certified.*

(6) *Cooperative—organization that is owned and run jointly*

by its members, who share the profits or benefits.

(7) Delta-9 THC—delta-9 tetrahydrocannabinol.

(8) Department—The Director of the Department of Agriculture and all department employees.

(9) Destroy/destruction—rendered unusable by burning or incorporating with other materials in a manner approved by the Missouri Department of Agriculture.

(10) Grower registration—registration issued by the Missouri Department of Agriculture to applicants for production and cultivation of industrial hemp.

(11) Handler registration—registration issued by the Missouri Department of Agriculture to applicants for processing industrial hemp into publicly marketable hemp products.

(12) Harvest—the termination of the cultivation process.

(13) Hemp extract—an extract from a cannabis sativa L. plant or a mixture or preparation containing cannabis sativa L. plant material that is composed of no more than three-tenths of one percent (0.3%) delta-9 THC on a dry weight basis.

(14) Independent testing laboratory—a laboratory:

(A) With respect to which no person having a direct or indirect interest in the laboratory also has a direct or indirect interest in a business that:

1. Cultivates, processes, dispenses, or sells industrial hemp or marijuana;

2. Processes or sells hemp extract, CBD, or other similar substance in another state or jurisdiction; and

(B) That is accredited as a testing laboratory to International Organization for Standardization (ISO/IEC) 17025 by a third party accrediting body such as the American Association for Laboratory Accreditation (A2LA) or Assured Calibration and Laboratory Accreditation Select Services (ACLASS). After the two (2) year period from the original effective date of this rule, the laboratory must also have the industrial hemp testing they perform on their scope of accreditation.

(15) Industrial Hemp—as defined in section 195.010 (24), RSMo.

(16) Joint venture—a commercial enterprise undertaken jointly by two (2) or more persons that otherwise retain their distinct identities.

(17) Person—includes, but is not limited to, a natural person, sole proprietorship, partnership, limited liability corporation, limited liability partnership, company, corporation, association, government agency or governmental subdivision, business, or non-profit organization.

(18) Plot of Land—means a contiguous parcel of land registered with the department on which a registrant plans to cultivate industrial hemp.

(19) Propagule—any viable nonseed plant material used to cultivate industrial hemp, including transplants, cuttings, and/or clones.

(20) Publicly marketable hemp product—any industrial hemp product that does not include any living hemp plants, viable seeds, viable roots, viable leaf materials, or viable floral

materials, and contains no material with a delta-9 THC concentration exceeding three-tenths of one percent (0.3%) on a dry weight basis.]

(1) Agent—any family member, employee, contracted employee, or farmhand of a registered producer or permit holder.

(2) Agricultural hemp propagule (propagule)—as defined in subdivision 1 of section 195.740, RSMo.

(3) Agricultural hemp propagule and seed permit (permit)—permit issued by the Missouri Department of Agriculture to persons authorized to sell, distribute, or offer for sale any viable industrial hemp propagules or viable seeds.

(4) Agricultural hemp seed (seed)—as defined in subdivision 2 of section 195.740, RSMo.

(5) Applicant—a natural person authorized to sign for a person, who submits an application for a producer registration or an agricultural hemp propagule and seed permit so that they may produce, sell, distribute, or offer for sale any viable industrial hemp.

(6) Certificate of analysis—a certificate from an independent testing laboratory describing the results of the laboratory's testing of a sample.

(7) Delta-9 THC—delta-9 tetrahydrocannabinol measured using postdecarboxylation or other similarly reliable methods approved by the United States Department of Agriculture (USDA).

(8) Department—the Missouri Department of Agriculture.

(9) Destroy/destruction—rendered unusable by burning, incorporating with other materials, or other manner approved by the Missouri Department of Agriculture.

(10) Harvest—the termination of viable industrial hemp, the collection of viable seed, or the taking of cuttings for propagation.

(11) Independent testing laboratory—a laboratory—

(A) With respect to which no person having a direct or indirect interest in the laboratory also has a direct or indirect interest in a business that produces, processes, dispenses, or sells industrial hemp or marijuana; and

(B) That is accredited as a testing laboratory to International Organization for Standardization (ISO/IEC) 17025 by a third-party accrediting body such as the American Association for Laboratory Accreditation (A2LA), ANSI-ASQ National Accreditation Board (ANAB), or American Society of Crime Laboratory Directors (ASCLD). After the two- (2-) year period from the effective date of this rule, the laboratory must also have the cannabis testing they perform on their scope of accreditation.

(12) Indoor cultivation facility—any greenhouse or enclosed building or structure capable of continuous cultivation throughout the year that is not a residential building, a vehicle, or designed for use as a dwelling.

(13) Industrial hemp—as defined in subdivision 24 of section 195.010, RSMo.

(14) Parcel of land—land on which an applicant, registered producer, or permit holder plans to produce, sell, distribute, or offer for sale any viable industrial hemp.

(15) Permit holder—any person who holds a valid Agricultural Hemp Propagule and Seed Permit.

(16) **Person**—includes, but is not limited to, a natural person, sole proprietorship, partnership, limited liability corporation, limited liability partnership, company, association, government agency, governmental subdivision, business, or non-profit organization.

(17) **Producer registration (registration)**—registration issued by the Missouri Department of Agriculture to persons authorized to produce viable industrial hemp.

(18) **Publicly marketable product**—any industrial hemp product that does not include any living hemp plants, viable seeds, viable roots, viable leaf materials, or viable floral materials, and contains no material with a delta-9 THC concentration exceeding three-tenths of one percent (0.3%) on a dry weight basis.

(19) **Registered producer**—any person who holds a valid producer registration for the production of industrial hemp.

(20) **Variety**—a group of plants or an individual plant that exhibits distinct observable physical characteristics or has a distinct genetic composition. This includes the terms “cultivar” and “strain.”

(21) **Viable industrial hemp**—plant material capable of living or growing, including agricultural hemp seeds and agricultural hemp propagules.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.*

Title 2—DEPARTMENT OF AGRICULTURE

Division 70—Plant Industries

Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.020 [Industrial Hemp Pilot Program Registration Application (Grower and Handler Application Requirements, Selection Process, Application Period, and Fees)] *Registration and Permit Application Requirements.* The department is amending the title, purpose, and entire rule.

PURPOSE: This amendment updates the applicant requirements for a producer registration and agricultural hemp propagule and seed permit.

PURPOSE: This rule explains the [grower and handler application requirements, selection process, application period, and fees] requirements for producer registrations and agricultural hemp propagule and seed permits.

[(1) Each applicant for an Industrial Hemp Agricultural Pilot

Program Grower and/or Handler Registration must complete and submit an application for registration on a form provided by the department. Applications must be postmarked by the deadline for closing the application period. Notice of the open application period will be posted on the department’s website.

(2) *Growers engaged in the production and cultivation of agricultural hemp seed shall obtain an agricultural hemp seed production permit.*

(3) *Handlers engaged in the processing and/or distribution of agricultural hemp seed to registered growers shall obtain an agricultural hemp seed production permit.*

(4) *Growers and/or handlers must apply for separate registrations for each plot of land, location, facility, or establishment where industrial hemp will be grown or handled.*

(5) *Completed applications must provide the following information:*

(A) *The complete legal name, mailing address, email, and phone number of the applicant;*

(B) *The applicant’s state of residence or state in which the entity is domiciled;*

(C) *Type of business entity: person, cooperative, or joint venture;*

(D) *Type of registration: grower or handler;*

(E) *Request for Agricultural Hemp Seed Production Permit, if applicable;*

(F) *Legal description, street address, and Global Positioning System (GPS) coordinates for the plot of land used for cultivating industrial hemp and the industrial hemp storage facility location, if applicable;*

(G) *Legal description, street address, and Global Positioning System (GPS) coordinates for the industrial hemp processing facility and industrial hemp storage facility location, if applicable;*

(H) *An industrial hemp production, research, and marketing plan;*

(I) *The application for a grower registration must include submission of:*

1. *Any evidence of row crop, nursery, or greenhouse experience for the department’s consideration, such as a copy of an IRS Schedule F federal tax form for at least one (1) of the past three (3) years, the applicant’s farm serial number (FSN) issued by the United States Department of Agriculture-Farm Service Agency, or evidence of agricultural education;*

2. *A detailed map of the plot of land on which the applicant plans to grow industrial hemp, showing the boundaries and dimensions of the growing area in acres and the location of different varieties within the growing area;*

3. *Requested number of acres for production and cultivation of industrial hemp; and*

4. *Documentation verifying any non-certified agricultural hemp seed to be planted is enrolled in the Missouri Crop Improvement Association’s certification program.*

(6) *Applications must be submitted along with a nonrefundable application fee of one hundred dollars (\$100) per type of registration, made payable to the Missouri Department of Agriculture. Institutions of higher education are exempt from the application fee.*

(7) *The department shall notify applicants by letter or email whether the application has been denied or conditionally approved. A person, cooperative, or joint venture shall not be*

a participant in the department's pilot program until the applicant has executed a grower registration agreement, paid all registration fees, and received from the department an issued registration.

(8) The department will select applicants for a grower registration by scoring the following factors:

(A) Application for registration;

(B) Applicant's row crop, nursery, or greenhouse experience;

(C) Detailed map of the plot of land on which industrial hemp will be cultivated; and

(D) Applicant's industrial hemp production, research, and marketing plan.

In the event there is a tie between applicants for a grower registration, the department will select the applicant that received the highest score on row crop, nursery, or greenhouse experience. If a tie score still remains, the department will select the applicant that received the highest score on the industrial hemp production, research, and marketing plan.]

(1) Persons must obtain a registration or permit from the department for the following:

(A) A producer registration in order to produce viable industrial hemp; and

(B) An agricultural hemp propagule and seed permit in order to sell, distribute, or offer for sale any viable industrial hemp propagules or viable industrial hemp seed.

(2) Each applicant for a producer registration or agricultural hemp propagule and seed permit must complete and submit an application on a form provided by the department.

(3) Persons must apply for a separate registration or permit for each noncontiguous parcel of land where viable industrial hemp will be produced, sold, distributed, or offered for sale.

(4) No application shall include any parcel of land not owned or rented by the person.

(5) The applicant or person must meet the requirements of a state and federal fingerprint criminal history background check listed in 2 CSR 70-17.030.

(6) A complete producer registration application must provide the following:

(A) The complete legal name, mailing address, email, and phone number of the applicant and person;

(B) The person's state of residence or domicile;

(C) Type of business entity, if applicable;

(D) Legal description, street address, and Global Positioning System (GPS) coordinates for the parcel(s) of land used for producing industrial hemp; and

(E) A detailed map of the parcel(s) of land on which the person plans to produce industrial hemp, which includes the following information:

1. The boundaries, dimensions, and GPS coordinates of each field or indoor cultivation facility that may be used for industrial hemp production; and

2. Planned number of acres and/or square footage for production of industrial hemp; and

3. Location of buildings or facilities that viable industrial hemp will be held.

(7) A complete agricultural hemp propagule and seed permit application must provide the following:

(A) The complete legal name, mailing address, email, and

phone number of the applicant and person;

(B) The person's state of residence or domicile;

(C) Type of business entity, if applicable;

(D) Legal description, street address, and Global Positioning System (GPS) coordinates for the parcel(s) of land used to sell, distribute, or offer for sale viable industrial hemp; and

(E) A detailed map of the parcel(s) of land on which the applicant plans to sell, distribute and/or offer for sale viable industrial hemp, including the location of buildings or facilities.

(8) Each registration or permit application must be submitted along with a nonrefundable fee payable to the Missouri Department of Agriculture as established in 2 CSR 70-17.070.

(9) Applications will not be processed until all requirements are received. Incomplete applications will expire sixty (60) days from the time the department notifies the applicant of missing documentation. If an application expires, the applicant must resubmit all documentation and associated fees.

(10) The department shall notify applicants by letter or email whether the application has been denied or approved.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.030 State and Federal Fingerprint Criminal History Background Check (When Required, Process, and Fees). The department is amending the title, the purpose, sections (1) and (2), deleting section (3), and renumbering thereafter.

PURPOSE: This amendment updates requirements for the State and Federal Fingerprint Criminal History Background check.

PURPOSE: This rule explains the state and federal fingerprint criminal history background check requirements.

[(1) Each applicant for a grower and/or handler registration must complete and pay for a state and federal criminal background check for initial registration and renewal.]

(1) Each applicant must complete and pay for a state and federal fingerprint criminal background check for the following, if applicable:

(A) A producer registration application;

- (B) A producer registration renewal every three (3) years;
 (C) An agricultural hemp propagule and seed permit application; and
 (D) An agricultural hemp propagule and seed permit renewal every three (3) years.

(2) All required state and federal **fingerprint** criminal background checks shall be *[delivered]* **provided** to the department *[with the application for registration]* through the Missouri State Highway Patrol automated system.

[(3) All required state and federal criminal background checks must be submitted along with the application for registration renewal.]

*[(4)](3) Failure to submit all required state and federal **fingerprint** criminal background checks *[with the application or the request to renew the registration]* shall be grounds for denial *[of registration]*.*

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at *Agriculture.Mo.Gov/proposed-rules/*. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 17—Industrial Hemp

PROPOSED RESCISSION

2 CSR 70-17.040 Industrial Hemp Pilot Program Grower and Handler Registration Agreement. This rule explained the grower and handler registration agreement requirements.

PURPOSE: This rule is being rescinded as the requirements set forth in the statute were removed.

AUTHORITY: section 195.773, RSMo Supp. 2018. Original rule filed Nov. 20, 2018, effective July 30, 2019. Rescinded: Filed Sept. 30, 2019.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at

Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.050 Exemptions and Stipulations for Registered [Growers and Handlers] Producers and Agricultural Hemp Propagule and Seed Permit Holders. The department is adding new sections (1), (2), (4)–(10), amending the title, the purpose, section (3), and deleting section (1).

PURPOSE: This amendment updates and clarifies provisions for the rule.

PURPOSE: This rule explains *exemptions and stipulations* for registered *[growers and handlers] producers and agricultural hemp propagule and seed permit holders*.

[(1) No application or site modification request shall include any plot of land that is not owned or rented by the applicant, registered grower, or registered handler.]

(1) No person shall obtain, possess, produce, distribute, sell, or offer for sale any viable industrial hemp in Missouri, including viable industrial hemp propagules or viable industrial hemp seed, without a valid producer registration or permit.

(2) Registrations and permits are effective on the date of issuance by the department and shall expire three (3) years from the last day of the month in which the registration or permit was issued. To renew a registration or permit at the end of the three- (3-) year period, registered producers and permit holders are required to satisfy all application requirements as established in 2 CSR 70-17.020, including completion of a state and federal fingerprint criminal background check.

[(2)](3) Registered [growers and registered handlers] producers must also obtain an agricultural hemp propagule and seed permit to sell, distribute, or offer for sale any viable [agricultural hemp] propagules or viable seed.

(4) Permit holders must also obtain a producer registration to produce propagules or seed.

(5) All registered producers and permit holders are subject to inspection, investigation, and sampling to verify compliance with the applicable laws, regulations, and guidelines.

(6) Any registered producer or permit holder may request to transfer a valid registration or permit to another person by submitting the following:

- (A) A transfer request form; and
- (B) A completed state and federal fingerprint criminal background check for the transferee.

(7) The registered producer or permit holder shall destroy, without compensation, any industrial hemp that:

- (A) Is located in an area not identified on the application; or
- (B) Tests out of compliance in accordance with 2 CSR 70-17.100.

(8) Persons shall hold the department harmless, release the

department from liability, and waive the right to sue the department for any claims arising from matters associated with industrial hemp.

(9) Any registered producer, permit holder, or their agent, shall have the following in their possession when transporting viable industrial hemp within the state:

- (A) A copy of their valid producer registration or agricultural hemp propagule and seed permit;
- (B) A certificate of analysis for the variety in transport; or
- (C) A bill of lading, if applicable.

(10) Third-party commercial transportation of viable industrial hemp is exempt from registration and permit requirements.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 17—Industrial Hemp

PROPOSED RESCISSION

2 CSR 70-17.060 Modification of Grower and Handler Applications and Fees. This rule explained the process of modifying grower and handler applications and the associated fees.

PURPOSE: This rule is being rescinded as the requirements are no longer needed.

AUTHORITY: section 195.773, RSMo Supp. 2018. Original rule filed Nov. 20, 2018, effective July 30, 2019. Rescinded: Filed Sept. 30, 2019.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE Division 70—Plant Industries Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.070 Industrial Hemp Registration Fees [(Renewal of Registrations) and Other Fees] and Permit Fees. The department is amending the title, the purpose and the entire rule.

PURPOSE: This amendment updates the purpose and fees associated with the industrial hemp program.

PURPOSE: This rule explains registration, permit, and other related fees.

[(1) Upon the department's selection of the application, the applicant will be provided an Industrial Hemp Pilot Program Grower and Handler Registration Agreement to be signed and submitted along with the applicable registration fees. Institutions of higher education are exempt from these fees.

(A) Grower registration fee: five hundred dollars (\$500) plus—

1. Forty-five dollars (\$45) per acre to be planted.

(B) Handler registration fee: five hundred dollars (\$500) plus—

1. For processing the grain component of industrial hemp: five hundred dollars (\$500);

2. For processing the fiber component of industrial hemp: five hundred dollars (\$500);

3. For processing the leaf and/or floral material component of industrial hemp (hemp extract and/or CBD): three thousand dollars (\$3,000); or

4. If processing more than one (1) component, the handler shall pay the fee associated with each component.

(C) Agricultural Hemp Seed Production Permit fee: five hundred dollars (\$500).

(2) Registered growers must pay an annual renewal fee of forty-five dollars (\$45) per acre for the second and third year of registration.

(3) Registered handlers must pay an annual renewal fee equal to the applicable processing fees listed in this section in (1)(B)1. through 4. for the second and third year of registration.

(4) Agricultural hemp seed production permittees must pay an annual renewal fee of five hundred dollars (\$500).

(5) Registrations are effective on the date originally issued by the department and will expire three (3) years after the date of issuance.

(6) Applications for registration renewal must be received no more than one hundred twenty (120) days and no less than thirty (30) days prior to the expiration of the three- (3-) year registration. Registered growers and handlers shall be required to satisfy all requirements for registration as if never before registered, including completion of an acceptable state and federal criminal background check. Registered growers will be considered first for subsequent three- (3-) year registration renewals.

(7) If unaccounted acres are available for production and cultivation, the department will announce an open application period on the department's website. During this period, the department will consider new applications and registration

modifications for the acreage.

(8) When destruction is required, the department will assess to the registered grower an appropriate destruction certification fee. Such fee will be commensurate with the Missouri Highway Patrol or local law enforcement agencies' costs for certifying crop destruction. Such fee shall be paid within thirty (30) days of receiving an invoice.]

(1) The applicant, registered producer, or permit holder must pay all fees as established in applicable laws and regulations. All fees are nonrefundable.

(2) Applicants must submit a seven hundred fifty dollar (\$750) fee with each registration or permit application.

(3) Registered producers and permit holders must pay an annual fee of seven hundred fifty dollars (\$750) for the second and third year of registration. Annual fees are due by the end of the month of the anniversary date of the initial approval.

(4) If fees are not paid by the due date, a late fee of twenty-five percent (25%) will be assessed for fees that are up to thirty (30) days past due. A late fee of fifty percent (50%) will be assessed for fees thirty-one (31) to sixty (60) days past due. Fees not paid within sixty (60) days of the due date will result in revocation of the producer registration or permit.

(5) The department may invoice registered producers and permit holders for all applicable destruction certification expenses. Such fee will be commensurate with the Missouri State Highway Patrol or local law enforcement agencies' costs for certifying crop destruction. The destruction certification fee shall be due thirty (30) days after the invoice date.

(6) The department may invoice registered producers and permit holders for all related inspection, investigation, and sampling costs, including mileage charged at the federal mileage rate, and all related laboratory analysis costs.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will cost private entities an estimated three hundred fifty thousand dollars (\$350,000) per year in the aggregate.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

**FISCAL NOTE
PRIVATE COST**

- I. Department Title: 2 – Department of Agriculture**
Division Title: 70 – Plant Industries
Chapter Title: 17 – Industrial Hemp

Rule Number and Title:	2 CSR 70-17.070 Industrial Hemp Registration and Permit Fees
Type of Rulemaking:	Amendment

II. SUMMARY OF FISCAL IMPACT

Estimate of the number of entities by class which would likely be affected by the adoption of the rule:	Classification by types of the business entities which would likely be affected:	Estimate in the aggregate as to the cost of compliance with the rule by the affected entities:
500	Registered producers & Permit holders	\$350,000/FY

III. WORKSHEET

500 Registered producers & Permit holders x \$750/year = \$350,000/year

IV. ASSUMPTIONS

It is assumed that 500 persons will apply for or maintain a producer registration or agricultural hemp propagule and seed permit. The initial registration/permit fee and annual maintenance fee are established at \$750.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.080 Site Access for Missouri Department of Agriculture (MDA) and Law Enforcement Inspection and Sampling. The department is amending sections (1) and (2), deleting section (3), and adding a new section (3).

PURPOSE: This amendment clarifies site access requirements in rule.

PURPOSE: This rule explains the site access requirements.

(1) The department will provide information to the Missouri State Highway Patrol about the registered *[grower and handler] producer or permit holder's* operation as it relates to the *[growing, cultivation, processing, and storage of] production, sale, distribution, or offer for sale of viable* industrial hemp at locations as indicated on the application *[for registration]*.

(2) Registered *[grower and handler] producer or permit holders* shall have no reasonable expectation of privacy from the department or law enforcement, with respect to the *[plot] parcel* of land where *[agricultural hemp seeds, industrial hemp plants, or industrial hemp plant materials are located as indicated on the application for registration] viable industrial hemp is produced, sold, distributed, or offered for sale.*

[(3) A registered grower and handler, whether present or not, must permit the department or a representative of any law enforcement agency to enter the plot of land, with or without cause, where agricultural hemp seeds, industrial hemp plants, or industrial hemp plant materials are located or cultivated and any land or structure where agricultural hemp seeds, industrial hemp plants, or industrial hemp plant materials are processed, stored, or held for sale, with or without cause.]

(3) A registered producer or permit holder, whether present or not, must allow the department or a representative of any law enforcement agency to enter the parcel of land or structure, with or without cause, where viable industrial hemp is produced, sold, distributed, or offered for sale.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp

PROPOSED RESCISSION

2 CSR 70-17.090 Inspection of Site, Crop, and Sampling Requirements for Laboratory Analysis (Responsibilities of Registered Grower and Handler). This rule explained site inspections, crop inspections, and sampling requirements.

PURPOSE: This rule is being rescinded as the requirements are clarified in other rules within this chapter.

AUTHORITY: section 195.773, RSMo Supp. 2018. Original rule filed Nov. 20, 2018, effective July 30, 2019. Rescinded: Filed Sept. 30, 2019.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.100 Sampling Requirements and Results of Analysis. The department is amending the title, purpose, sections (1) and (6), deleting sections (2)–(5) and (7), and adding new sections (2)–(5) and (7)–(10).

PURPOSE: This amendment updates sampling requirements and the results of analysis.

PURPOSE: This rule explains the sampling requirements and results of analysis for the program.

(1) All industrial hemp varieties *[planted and cultivated] produced* within a *[plot] parcel* of land must be sampled **in accordance with the department's sampling protocol** to ensure compliance with *[the]* applicable laws and regulations.

[(2) Registered growers must collect samples in accordance with the department's sampling protocol within fifteen (15) days prior to harvest.]

[(3) Each variety of industrial hemp must be analyzed by an independent testing laboratory for analysis for delta-9 THC concentration on a dry weight basis.]

[(4) Sampled plant material from multiple varieties shall not be commingled.]

[(5) One (1) duplicate composite sample of each variety of

industrial hemp must be collected and retained by the registered grower in accordance with established department protocols, to be analyzed if the original composite sample certificate of analysis reports greater than three-tenths of one percent (0.3%) delta-9 THC concentration on a dry weight basis.]

(2) Sampled plant material from multiple varieties shall not be commingled.

(3) Registered producers must collect samples within fifteen (15) days prior to harvest or taking cuttings of parent plants.

(4) Two (2) composite samples of each variety must be collected.

(A) One (1) composite sample of each variety must be sent to an independent testing laboratory for analysis of delta-9 THC concentration on a dry weight basis, and the remaining one (1) composite sample of each variety must be retained in accordance with established department protocols.

(5) If the composite sample initially sent for analysis has a delta-9 THC concentration on a dry weight basis in an amount that—

(A) Is less than three tenths of one percent (0.3%), the industrial hemp may be sold as a publicly marketable product;

(B) Exceeds three-tenths of one percent (0.3%) but is less than or equal to seven-tenths of one percent (0.7%), the retained composite sample must be sent for analysis, unless the producer elects to destroy the variety per department protocol. If the second composite sample's analysis reports a delta-9 THC concentration of less than three-tenths of one percent (0.3%), the producer will submit the certificate of analysis to the department and the industrial hemp may be sold as a publicly marketable product. If the analysis reports a delta-9 THC concentration of greater than three-tenths of one percent (0.3%), the variety is no longer considered industrial hemp and must be destroyed by the producer per department protocol; or

(C) Exceeds seven-tenths of one percent (0.7%), the variety is no longer considered industrial hemp and must be destroyed by the producer per department protocol.

(6) Registered [growers] producers must maintain a copy of each certificate of analysis as part of the Industrial Hemp Plant Monitoring System for a period of three (3) years from date of analysis.

[(A) Registered growers must provide to a registered handler or processor a copy of each certificate of analysis for each variety of industrial hemp distributed or sold.]

[(B)](7) Registered [growers] producers must submit to the department, within three (3) business days of receipt, copies of all certificates of analysis showing a delta-9 THC concentration on a dry weight basis greater than three-tenths of one percent (0.3%) as evidence that the industrial hemp variety is not in compliance with applicable laws and regulations. [Upon receipt of each certificate of analysis showing noncompliance, the registered grower will submit the retained duplicate composite sample for that variety from the same plot of land to be immediately delivered to the independent testing laboratory for analysis.]

[(C) Registered growers must submit to the department, within three (3) business days of receipt, each duplicate composite certificate of analysis. The department will issue to the registered grower an order for destruction for the specific industrial hemp testing out of compliance. Destruction must be completed by the registered grower within ten (10) days of receipt of the department's order for destruction.

1. The registered grower must maintain a destruction report.

2. The registered grower must submit a copy of the

destruction report to the department within three (3) days of crop destruction and the department will notify the Missouri Highway Patrol and local law enforcement of crop destruction.

(7) Registered growers are financially responsible for all costs associated with contracting laboratory services, sample collection, delivery of samples to the independent testing laboratory, and laboratory analysis.]

(8) The department will issue to the registered producer or permit holder an order of destruction for the specific industrial hemp variety testing out of compliance. Destruction must be completed by the registered producer or permit holder within fifteen (15) days of receipt of the department's order of destruction. The Missouri State Highway Patrol or local law enforcement agency must complete certification of crop destruction. In addition:

(A) The registered producer or permit holder must maintain a destruction report; and

(B) The registered producer or permit holder must submit a copy of the destruction report to the department within three (3) business days of crop destruction.

(9) All harvested industrial hemp awaiting a certificate of analysis shall be stored by the registered producer or permit holder and shall not be processed or sold until test results are obtained.

(10) Registered producers or permit holders are financially responsible for all costs associated with contracting laboratory services, sample collection, delivery of samples to the independent testing laboratory, and laboratory analysis.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 2—DEPARTMENT OF AGRICULTURE

Division 70—Plant Industries

Chapter 17—Industrial Hemp

PROPOSED AMENDMENT

2 CSR 70-17.110 Industrial Hemp Plant Monitoring System
[(Records, Reports, and Data Maintained for Cultivating, Sampling, Certificates of Analysis, Storing, Processing, Destruction, and Sale or Distribution of Industrial Hemp)]
Requirements. The department is amending the title, purpose, sections (1)–(3), and adding section (4).

PURPOSE: This amendment updates requirements for the industrial hemp plant monitoring system.

PURPOSE: *This rule explains the industrial hemp plant monitoring system requirements for viable industrial hemp.*

(1) All registered *[growers and handlers]* **producers and permit holders** must keep and maintain an Industrial Hemp Monitoring System for all records, reports, data, and certificates of analysis relating to the planting, cultivation, harvest, sampling, processing, storage, destruction, sale, or distribution of **viable** industrial hemp. All records, reports, data, and certificates of analysis must be kept for a period of three (3) years from the date of each activity.

(2) All hemp monitoring system data shall be available for inspection and auditing *[at a reasonable time]* during regular **department** business hours, or upon request in writing. The department shall be furnished complete copies of these records within ten (10) business days of receipt of request.

(3) *[Contents of an Industrial Hemp Plant Monitoring System include]* **Registered producers must maintain the following:**

(A) Planting Reports—

1. Registered *[growers]* **producers** must record, within ten (10) days of planting, a planting report, including the replanting of seeds or propagules on a *[plot]* **parcel** of land. For each industrial hemp variety planted, the planting report shall contain:

A. GPS coordinates for the *[plot]* **parcel** of land;

B. The number of acres **or square footage** of each variety planted;

C. The GPS coordinates for each variety planted; and

D. The seed bag label or tag, bulk seed certificate, *[and/or complete variety name]* **bill of lading/invoice** of propagule(s).

(B) Sample Analysis Reports—

1. Certificates of analysis *[must be kept and maintained for all industrial hemp varieties sampled and tested by an independent testing laboratory/]. Certificates of analysis]* must be kept *[and maintained]* for a period of three (3) years from date of analysis.

[2. Documentation of the registered grower notification to the department for all certificates of analysis showing a delta-9 THC concentration in excess of three-tenths of one percent (0.3%) on a dry weight basis.

3. Documentation verifying that copies of certificates of analysis were provided for each industrial hemp variety distributed or sold to a registered handler or processor.]

(C) Destruction Reports—

1. Within three (3) days of crop destruction the registered *[grower]* **producer** must produce a destruction report, including:

A. Copy of the department's order of destruction or a written statement justifying the destruction of an industrial hemp crop **and a copy of the department's authorization to destroy;**

B. *[Number of acres/Amount]* of each variety destroyed;

C. Date of destruction; and

D. Method of destruction.

(D) Harvest Reports—

1. Within ten (10) days of harvest, the registered *[grower]* **producer** must produce *[for each industrial hemp variety harvested,]* a harvest report including:

A. Date of harvest for each variety;

B. Number of acres **or square footage** of each variety harvested;

C. Amount of each industrial hemp variety harvested;

D. Location of **viable seed storage until distributed, sold, or destroyed if applicable.;**

E. Date and amount of industrial hemp transferred to each registered handler or processor; and

F. Name of registered handler or processor, handler registration number and registration expiration date, and processing facility location address.

(E) Handling Reports—

1. Within ten (10) days of purchase, storage, disposal, or processing, the registered handler must produce:

A. Copies of industrial hemp purchasing agreements with registered growers;

B. Copies of all certificates of analysis for all industrial hemp varieties obtained from registered growers;

C. Inventory reports of each variety of industrial hemp being stored and processed, including:

(I) Date of inventory;

(II) Location of stored inventory;

(III) Total amount of industrial hemp and seed of each variety;

(IV) Total amount of unusable industrial hemp and seed of each variety; and

(V) Name, signature, and title of the employee performing inventory.

D. Disposal records for all unusable industrial hemp and seed, including the following:

(I) Date of disposal;

(II) Amount of industrial hemp disposed;

(III) Disposal or destruction method;

(IV) Location of disposal or destruction;

(V) Complete variety name; and

(VI) Name, signature, and title of employee responsible for disposal or destruction.

E. Processing records, including the following:

(I) List of products produced from industrial hemp;

(II) Address or location of processing facility;

(III) List of buyers, if sold, including:

(a) Name, address, and phone number of buyer;

(b) Products purchased;

(c) Quantity of each product purchased; and

(d) Date of distribution.

(F) Seed Reports—

1. Within ten (10) days of storing, distributing, or selling agricultural hemp seed, a registered grower or handler with an agricultural hemp seed production permit must produce:

A. Amount of each variety of agricultural hemp seed the registered grower is retaining from the current season's crop for next year's planting;

B. Amount of each variety of industrial hemp in the registered handler's inventory and documentation verifying the origin of the agricultural hemp seed;

C. Distribution and Sales records—

(I) Name, address, phone number, registration number, and registration expiration date of the registered grower distributing or selling agricultural hemp seed;

(II) Date of transaction, sale, or distribution;

(III) Complete variety name;

(IV) Amount of each variety sold or distributed; and

(V) Name, address, registration number, registration expiration date, and phone number of registered grower to whom the agricultural hemp seed was distributed or sold.]

(4) **Permit holders must maintain the following:**

(A) Distribution and Sales Reports—

1. Within ten (10) days of distributing or selling propagules or agricultural hemp seeds, permit holders must produce:

A. Name, address, phone number, permit number, and permit expiration date of the permit holder distributing or selling agricultural hemp seed or propagules;

B. Date(s) of sale and distribution;

C. Complete variety name;

D. Amount of each variety sold or distributed;

E. Name, address, and phone number, registration or permit number, and registration or permit expiration date of the registered producer or permit holder to whom the agricultural hemp seed or propagules were distributed or sold; and

F. Documentation verifying that copies of certificates of analysis were provided for each industrial hemp variety distributed or sold.

(B) Destruction Reports—

1. Within three (3) days of crop destruction the permit holder must produce a destruction report, including:

A. Copy of the department's order of destruction or a written statement justifying the destruction of an industrial hemp crop and a copy of the department's authorization to destroy;

B. Amount of each variety destroyed;

C. Date of destruction; and

D. Method of destruction.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

PROPOSED AMENDMENT

2 CSR 70-17.120 Revocation of Registration. The department is amending the purpose and sections (1)–(4).

PURPOSE: This amendment clarifies revocation of a producer registration or permit.

PURPOSE: This rule explains registration and permit revocations.

(1) The department may immediately revoke a registration or permit if the registered [grower, registered handler, and/or signing authority] producer or permit holder pleads guilty to, pleads *nolo contendere* to, or is found guilty of, or is convicted of, [any felony] a felony under any state or federal law, within the last ten (10) years, regarding the possession, distribution, manufacturing, cultivation, or use of a controlled substance.

(2) The department may immediately revoke a registration or permit if the registered [grower, registered handler, and/or signing authority] producer or permit holder admits to or is found by the department to have[.]—

(A) Violated any provision of sections 195.203 to 195.773, RSMo or any regulation promulgated thereunder;

(B) Made any false statement to the department, the Missouri State Highway Patrol, or any law enforcement agency; or

(C) Failed to comply with any order from the department, or any order regarding industrial hemp from the Missouri State Highway Patrol or any law enforcement agency[; or].

[(D) Violated the registration agreement required in 2 CSR 70-17.040.]

(3) Any registered [grower or handler] producer or permit holder whose registration or permit has been revoked shall not harvest, [process,] store, distribute, sell, or remove viable industrial hemp from any location except as authorized in writing by the department.

(4) [The department may schedule a registration revocation hearing after the notification of revocation has been issued] A registered producer or permit holder may request a revocation hearing within thirty (30) days of the issued notification.

AUTHORITY: section 195.773, RSMo Supp. [2018] 2019. Original rule filed Nov. 20, 2018, effective July 30, 2019. Amended: Filed Sept. 30, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 2—DEPARTMENT OF AGRICULTURE
Division 70—Plant Industries
Chapter 17—Industrial Hemp**

PROPOSED RULE

2 CSR 70-17.130 Agricultural Hemp Seed Requirements

PURPOSE: This rule designates the labeling requirements for agricultural hemp seed and also designates restricted weed seeds. Both agricultural hemp seed and restricted weed seeds content must be declared on the label to comply with the rule. This rule applies only to agricultural hemp seed and propagule permit holders if they only sell agricultural hemp seeds.

(1) The following requirements are for permit holders, if they only sell agricultural hemp seeds or propagules.

(2) Definitions.

(A) Restricted Weed Seeds.

1. Prohibited Weed Seeds. The seeds of the following plants: balloon vine (*Cardiospermum halicacabum*), Canada thistle (*Cirsium arvense*), field bindweed (*Convolvulus arvensis*), Johnson grass (*Sorghum halepense*), musk thistle (*Carduus nutans*), serrated tussock (*Nassella trichotoma*), and sorghum alnum (*Sorghum alnum*).

2. Noxious Weed Seeds. The seeds of the following plants: plants commonly known as docks of the *Rumex species* (red sorrel, curly dock, etc.), doddies (*Cuscuta species*), buckhorn (*Plantago lanceolata*), eastern black night-shade (*Solanum ptycanthum*), giant foxtail (*Setaria faberi*), hedge bindweed (*Convolvulus sepium*), leafy spurge (*Euphorbia esula*), hoary cress (*Cardaria draba*), purple moonflower (*Ipomoea muricata*), quackgrass (*Elymus repens*), Russian thistle (*Salsola pestifer*), slender oats (*Avena barbata*), wild garlic (*Allium vineale*), wild oats (*Avena fatua*), wild onion (*Allium canadense*) and yellow star thistle (*Centaurea solstitialis*) are designated as noxious

and are subject to listing on seed labels.

(B) Percentage of Germination. The label claim for percent of germination shall be the result of a test of any lot of seed which has been sampled according to and analyzed by the *AOSA Rules for Testing Seed*, (Vol. 1, 2018), Association of Official Seed Analysts.

(3) Agricultural Hemp Seed Labeling Requirements.

(A) Labeling Seed as to Noxious Weed Seed Content. Noxious weed seed content must be labeled in one (1) of the three (3) following ways:

1. None—meaning no noxious weed seed is present;
2. Not in excess of eighty (80) noxious weed seeds per pound or eighteen (18) per one hundred (100) grams.
3. Name and number of each kind of noxious weed seed present, when in excess of that stated in paragraph (3)(A)2.

(B) The seed label shall show the name, complete address, and zip code of the seed labeler.

(C) The purity percentages of pure seed, inert matter, other crop and weeds' seed shall total one hundred percent (100%) on the seed tag.

(D) The information required on an agricultural seed label should appear in the following format:

Kind or Kind and Variety of Seed		
Pure seed %	Germination %	Net weight
Inert matter %	Hard seed %	Lot #
Other crop %	Total germination and hard seed %	Origin
Weed seed %		Month and year of germination test
Noxious weed seeds per pound or per one hundred (100) grams		
The name and address of person or company held responsible for seed labeling should follow other information or should be printed on opposite side of label.		

(E) No advertising matter of any kind shall be printed on the label.

(F) No printed or written matter of any kind shall be attached to the original label.

(G) Seed in Storage. Any agricultural hemp seed, whether in bags, bins or other containers exposed to customers in a retail sales outlet, shall be considered offered or exposed for sale for seeding purposes in Missouri and will be subject to the provisions of this rule, unless the seed is labeled in one (1) of the following ways: "For Feeding Purposes Only" (with no reference being made to germination, variety, or other factors indicating that the seed is suitable for seeding purposes) or "For Processing Only—Not For Sale."

(H) Any treatment of seed regulated by this law must be labeled to show the treatment.

1. The labeling of a treatment for seed must be done either on a separate tag or on the bag.

2. If a treatment adds more than one percent (1%) to the weight of the seed, that weight must also be included in the inert matter weight of the seed.

3. If the amount of treatment on the seed is harmful to man or animal, the label shall name the additive and give a precautionary use statement. In addition, a contrasting colored dye showing evidence of treatment must be used.

4. If the treatment of the seed is an inoculant, a date of expiration must be stated.

(I) The owner or possessor shall be responsible for properly labeled bulk or opened bags of agricultural seed.

AUTHORITY: section 195.773, RSMo Supp. 2019. Original rule filed Sept. 30, 2019.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with Missouri Department of Agriculture, Plant Industries Division, Hemp Program, PO Box 630, Jefferson City, MO 65102, or online at Agriculture.Mo.Gov/proposed-rules/. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

**Title 5—DEPARTMENT OF ELEMENTARY AND
SECONDARY EDUCATION
Division 30—Division of Financial and Administrative
Services
Chapter 261—Pupil Transportation**

PROPOSED AMENDMENT

5 CSR 30-261.025 Minimum Requirements for School Bus Chassis and Body. The State Board of Education is proposing to amend section (1), delete section (2), and amend the incorporated by reference material.

PURPOSE: This amendment to the Missouri Minimum Standards for School Buses will again allow school bus slogans and logos to be placed on the side of school buses.

PUBLISHER'S NOTE: The secretary of state has determined that the publication of the entire text of the material which is incorporated by reference as a portion of this rule would be unduly cumbersome or expensive. This material as incorporated by reference in this rule shall be maintained by the agency at its headquarters and shall be made available to the public for inspection and copying at no more than the actual cost of reproduction. This note applies only to the reference material. The entire text of the rule is printed here.

(1) The *Missouri Minimum Standards for School Buses* (revised [October 2016] **September 2019**) is hereby incorporated by reference and made a part of this rule as published by the Department of Elementary and Secondary Education, Financial and Administrative Services, 205 Jefferson Street, PO Box 480, Jefferson City, MO 65102-0480, and its website at <https://dese.mo.gov/financial-admin-services/student-transportation/school-bus-standards> and at <https://dese.mo.gov/governmental-affairs/dese-administrative-rules/incorporated-reference-materials>. This rule does not incorporate any subsequent amendments or additions. The *Missouri Minimum Standards for School Buses* reflects the changing needs of pupil transportation in Missouri, changes in the national specifications for school buses, and federal motor vehicle safety standards. The changes will enhance the safety of schoolchildren being transported in school buses.

[(2) The minimum requirements for school bus chassis and body are divided into four (4) sections. Each section explains the specifications for the parts of a school bus. Section (1) deals with general provisions relative to administrative concerns. Section (2) defines the different types of school buses. Section (3) explains the minimum specifications for a school bus body and chassis. Section (4) explains the minimum specifications for a school bus equipped specifically to transport students with disabilities.]

AUTHORITY: sections 161.092 and 304.060, RSMo 2016. This rule was previously filed as 5 CSR 40-261.025. Original rule filed Feb. 23, 1981, effective Oct. 1, 1981. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Sept. 24, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Department of Elementary and Secondary Education, ATTN: Debra Clink, Student Transportation Manager, Financial and Administrative Services, PO Box 480, Jefferson City, MO 65102-0480, and by email to finadmgo@desse.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 9—DEPARTMENT OF MENTAL HEALTH
Division 45—Division of Developmental Disabilities
Chapter 3—Services and Supports**

PROPOSED RULE

9 CSR 45-3.090 Behavior Supports

PURPOSE: This rule sets forth requirements for providers under contract with the Department of Mental Health to support individuals with intellectual and developmental disabilities and assure the rights of individuals to receive best practice behavior strategies that lead to greater independence and enhanced quality of life. This rule describes the division's oversight of behavior supports, establishes and describes the role and function of behavior supports review committees.

(1) Definitions.

(A) Applied behavior analysis—The design, implementation, and evaluation of environmental modifications, using behavioral stimuli and consequences, to produce socially significant improvement in human behavior, including the use of direct observation, measurement, and functional analysis of the relationships between environment and behavior, as established in section 337.300(1), RSMo;

(B) Behavior analysis services—Use of applied behavior analysis principles and technology to assist support systems of individuals with challenging behaviors to prevent those behaviors as well as teach, promote, encourage, and reinforce alternative skills and behaviors;

(C) Behavior support plan (BSP)—A part of the individual support plan that is comprised of behavior analytic procedures developed to systematically address behaviors to be reduced or eliminated and behavior skills to be learned;

(D) Blocking—A staff person using a part of their body to prevent an individual from inflicting or incurring harm when an individual is attempting to hit, kick, or otherwise harm himself or herself, the staff, or another person. Use of pads, cushions, or pillows to soften or prevent impact to the individual or others is also considered blocking. Blocking does not involve grasping or holding any part of the individual's body;

(E) Challenging behaviors—Culturally undesirable behavior(s) likely to both limit access to the community and interfere with independence and autonomy;

(F) Chemical restraint—Medications (prescribed or over-the-counter) administered with the primary intent of restraining an individual who presents a likelihood of serious physical injury to himself or others, not prescribed to treat a person's medical condition (as defined in section 630.005, RSMo);

(G) Due process—The right to be notified and heard on the limitation or restriction, the right to be assisted through external advoca-

cy if an individual disagrees with the limitation or restriction, and the right to be informed of available options to restore the individual's rights;

(H) Emergency interventions—Reactive strategies that are not part of the individual's plan used to maintain safety of the individual or others in the threat of imminent harm. These are strategies used for one (1) or two (2) incidents until a planned intervention is developed in the safety crisis plan and/or BSP. These emergency interventions may involve physical restraint strategies. These interventions must be least restrictive and comply with statutes, rules, regulations, and policies of the division;

(I) Emergency intervention system—also called physical crisis management programs—A formal curriculum and training program to teach prevention, de-escalation, and physical restraint, also called manual holds, to maintain safety in emergency situations;

(J) Exclusion time out—The temporary exclusion of an individual from access to reinforcement, as part of a formal BSP, in which, contingent upon the individual's undesirable behavior(s), the individual is excluded from the potentially reinforcing situation but remains in the same area with others present;

(K) Functional Behavior Assessment (FBA)—Information-gathering process used to understand the purpose of challenging behavior. The functional assessment must be designed and monitored by a licensed behavior analyst, or licensed psychologist, counselor, or social worker trained in behavior analysis;

(L) Informed consent—Consent for treatment based on certain basic elements that include: an understandable explanation and purpose of the procedure to be followed, a description of physical, emotional, or mental discomfort or risk to be expected, an offer to answer any inquiries concerning the procedure, and an explanation that at any time consent can be rescinded. Informed consent must be obtained from the individual, or the guardian for individuals who have a guardian. Every effort should be made to obtain informed agreement from individuals with guardians;

(M) Individual Support Plan (ISP)—A document that results from the person centered planning process, which identifies the strengths, capacities, preferences, needs, and personal outcomes of the individual. The ISP includes a personalized mix of paid and non-paid services and supports that will assist the person to achieve personally defined outcomes;

(N) ISP team—The individual, the individual's designated representative(s), and the support coordinator. Providers of waiver-funded services may also participate in the ISP team if the individual or guardian requests such participation;

(O) Least restrictive procedure—A procedure that maximizes an individual's freedom of movement, access to personal property, and/or ability to refuse while maintaining safety. The degree of restrictiveness is based on a comparison of the various possible procedures that would maintain safety for the individual in a given situation;

(P) Licensed behavioral support professional—individual licensed in the state of Missouri under section 337.315 (6) and (7), RSMo.

(Q) Manual hold—also called physical restraint and manual restraint—Any physical hold involving a restriction of an individual's voluntary movement. Physically assisting someone who is unsteady, or blocking to prevent injury, is not considered a manual hold;

(R) Mechanical restraints—Any device, instrument, or physical object used to confine or otherwise limit an individual's freedom of movement that cannot be easily removed. Examples may include locking a wheelchair, taking crutches, taking power mechanism from wheelchairs, special seat belts that cannot be removed by the individual, or other ways of restricting an individual's mobility. Mechanical restraints are prohibited from use in home and community based settings. The following are not considered mechanical restraints:

1. Medical protective equipment prescribed as part of medical treatment for a medical issue;

2. Physical equipment or orthopedic appliances, surgical dressings or bandages, or supportive body bands or other restraints necessary for medical treatment, routine physical examinations, or medical tests;

3. Devices used to support functional body position or proper balance, or to prevent a person from falling out of bed, falling out of a wheelchair;

4. Typical equipment used for safety during transportation, such as seatbelts or wheelchair tie-downs; or

5. Mechanical supports or supportive devices used in normative situations to achieve proper body position and balance;

(S) Person centered planning process—A process directed by the individual, with the inclusion of a circle of support created by or with the individual, a guardian, the responsible party or other person as freely chosen by the individual, who are able to serve as important contributors to the process. The person-centered planning process enables and assists the individual to access a personalized mix of paid and non-paid services and supports that will assist him/her to achieve personally defined outcomes. These trainings, supports, therapies, treatments and/or other services become part of the ISP;

(T) Preventative strategies—Clearly defined protocols which describe knowledge and skill sets that providers and/or the individual must implement in order to prevent occurrences of undesirable behaviors or the use of restrictive supports while also creating increased opportunities for success. Preventative strategies are documented in the support section of the ISP;

(U) PRN—A medical term meaning “when necessary”;

(V) PRN Psychotropic medication for behavioral support—Medication (pharmacologic agent) that affects a person’s mental status and is prescribed to be given according to circumstance rather than at a scheduled time. If utilized, the BSP/ISP must include skill or responses to be developed to reduce the need for the PRN and must specifically describe strategies to address the situation prompting the PRN use. Use of PRN psychotropic medication is considered both a reactive strategy and a restrictive intervention;

(W) Provider—Any entity or person under contract with the Department of Mental Health (DMH) to serve individuals with developmental disabilities funded by general revenue or through home and community-based waivers administered by DMH;

(X) Psychotropic/behavior control medications—Any medication that affects the person’s mental status or behaviors regardless of their diagnoses;

(Y) Qualified personnel—Staff persons who have received training, demonstrated competency, and maintained required certification and understanding of the following:

1. The Physical Crisis Management System utilized at the agency in which they are employed;
2. The implementation of the individual’s safety crisis plan;
3. The implementation of the BSP and ISP;
4. All requirements as a service provider outlined in the most current service definitions for providers;

(Z) Reactive strategies—Actions, responses, and planned and unplanned interventions in response to challenging behavior. Emergency interventions are types of reactive strategies. Reactive strategies have the aim of bringing about immediate change in an individual’s behavior or control over a situation so that risk associated with the behavior is minimized. Reactive strategies may take a number of forms and can include environmental, psychosocial, and restrictive interventions. Such procedures may be utilized as a first time response to an emergency situation. This also includes responses that are more delayed such as restricting access to the community or increased levels of supervision;

(AA) Reactive strategy threshold—The use of five (5) or more reactive strategies within a one (1) month period. This threshold applies to the use of reactive strategies that also meet the definition of restrictive interventions;

(BB) Regional Behavior Supports Committee (RBSC)—A committee consisting of a chairperson who is a Licensed Behavior Analyst,

employed by the division and appointed by the division director or designee, along with qualified members, whose functions include meeting the expectations set forth in this rule;

(CC) Regional Office (RO)—Local offices of the Division of Developmental Disabilities (referred to as “the division” throughout this document) serving a defined geographic region of the state;

(DD) Restrictive interventions—The use of interventions that restrict movement, access to other individuals, locations or activities, restrict rights or employ aversive methods to modify behavior. These may also be called restrictive supports, procedures, or strategies;

(EE) Safety assessment—An assessment by the planning team and a medical professional of an individual’s physical, and/or emotional status. This includes history and current conditions that might affect safe usage of any reactive strategies, and identifies those reactive strategies that should not be used with the individual due to medical or psychological issues of safety. The safety assessment should be completed annually or on the occasion of any significant change;

(FF) Safety crisis plan—An individualized plan outlining the reactive strategies designed to most safely address dangerous behaviors at the time of their occurrence or to prevent their imminent occurrence, included as part of a BSP or ISP;

(GG) Seat belt guard—A safety device to prevent the release of the seat belt while the car is in motion. Seat belt guards are not mechanical restraints;

(HH) Seclusion time-out—The involuntary confinement of an individual alone in a room or an area from which the individual is physically prevented from having contact with others or leaving. This is sometimes referred to as a safe room or calm room. Locked rooms (using a key lock or latch system not requiring staff directly holding the mechanism) are prohibited.

(II) Significantly challenging behaviors—Actions of the individual which can be expected to result in issues described in paragraphs 1.—6. below. Services to address these behaviors may necessitate involvement of a licensed behavior analyst or other licensed professional with appropriate training and experience—

1. Have resulted in external or internal injury requiring medical attention or are expected to increase in frequency, duration, or intensity such that medical attention may be necessary without intervention by a licensed behavior support professional;

2. Have occurred or are expected to occur with sufficient frequency, duration, or intensity that a life-threatening situation might result because of self-injury, aggression, or property destruction. Examples include excessive eating or drinking, vomiting, ruminating, eating non-nutritive substances, refusing to eat, swallowing excessive amounts of air, or running into traffic;

3. Have resulted or are expected to result in major property damage or destruction, value of property more than two hundred dollars (\$200);

4. Have resulted in or are expected to result in arrest and confinement by law enforcement personnel;

5. Have resulted in the need for additional staffing and/or behavioral/medical personal assistant services; or

6. Have resulted in the repeated use of emergency interventions and restrictive supports; and

(JJ) Waiver assurances—As a condition of waiver approval by the Centers for Medicare and Medicaid Services, states collect and report performance data to measure compliance with assurances specified in the *Code of Federal Regulations* at 42 CFR 441.302.

(2) Rights of individuals and assurances.

(A) No individual shall experience restrictive supports without due process. Restrictive supports include but are not limited to any limitation of access to:

1. Communication with others;
2. Leisure activities;
3. The individual’s own money or personal property;
4. Goods or services per typical routines;
5. Access to parts of the home or the community; and

6. Privacy or independence via any direct observation and procedures such as continuous one-to-one staffing during times or places which would otherwise be considered private.

(B) In addition to those rights described in and assured by federal and state law and 9 CSR 45-3.030, all individuals served by the division have the right to be treated with dignity and respect, to receive services in the least restrictive environment, and to be assured freedom from coercion and aversive stimuli.

(C) All individuals served by the division have strategies that may prevent problem situations and challenging behaviors included in their ISPs. Preventive strategies shall meet the following conditions:

1. If there is a BSP, preventive strategies must be included;

2. Preventive strategies may be developed by non-licensed team members if the behavior of concern meets the following conditions:

A. The behavior has not caused significant injury or danger to self, others, or property; and

B. The behavior has not restricted the individual's access to the community, and if the support strategies involved typically may be considered public domain by promoting a more positive environment, enriching the individual's daily routine, and teaching more functional skills, but are not solely the practice of applied behavior analysis.

(D) Individuals who are receiving paid supports who have experienced or are considered by the person centered planning team as likely to experience emergency interventions shall—

1. Have qualified personnel supporting them who have been competency trained in an emergency intervention system, who maintain current certification in the system; and

2. Have a safety assessment and a current safety crisis plan with all support providers.

(3) Service delivery.

(A) Individuals have the right to receive appropriate supports and services in accordance with their ISP and in accordance with 9 CSR 45-2.017.

(B) Individuals are integrated in and have access to the greater community in accordance with 42 CFR 441.301. The division ensures that services provided are of good quality and comparable to those provided to persons in the community without disabilities.

(C) Providers comply with the terms and conditions of the home and community-based waivers approved by the Centers for Medicare and Medicaid Services and operated by the division and the MO HealthNet DD Waiver Provider Manual.

(4) Contracted providers shall monitor and implement positive proactive strategies to reduce the likelihood that an individual will require reactive strategies or restrictive interventions. Providers shall develop processes to review the problem situations when the reactive strategy threshold is reached.

(A) Individuals reaching the reactive strategy threshold trigger the planning team's extensive review and analysis of the problem situations. The planning team should—

1. Convene within five (5) business days to complete the review and any restrictions of the supports, environment, training for staff, medications or other issues that might affect the individual;

2. Identify triggers, preventative strategies, and barriers to using the least restrictive strategies;

3. Consider the need for a functional behavior assessment, and development of a formal BSP or revision of an existing BSP; and

4. Develop new or revised proactive strategies and strategies to prevent situations that are likely to result in use of reactive strategies.

(B) Any individual meeting the reactive strategy threshold for three (3) consecutive quarters should be referred to the Regional Behavior Support Review Committee for consultation. If an individual meets the reactive strategy threshold of five (5) or more in a one (1) month period, the planning team should request the support coordinator submit a request for behavioral services.

(5) Restrictive Interventions other than approved physical crisis management procedures shall not be used as an emergency or crisis intervention.

(A) Use of restrictive procedures that meet the definition of reportable events must be reported in accordance with 9 CSR 10-5.206.

(B) Restrictive interventions are utilized only as alternatives to more restrictive placements and only as a means to maintain safety and allow the teaching of alternative skills that the individual can utilize to more successfully live in the community.

(C) The ISP must include justification for any restrictions. The following requirements must be documented in the ISP:

1. Identification of a specific and individualized assessed need;

2. Documentation that the positive interventions and supports used prior to any modifications to the ISP;

3. Documentation that less intrusive interventions were tried but were not successful;

4. Regular collection and review of data to measure the ongoing effectiveness of the intervention;

5. Established time limits for periodic reviews to determine if the intervention is still necessary or can be terminated;

6. Informed consent of the individual or their legal guardian; and

7. Assurances that interventions and supports will cause no harm to the individual as described in 42 CFR 441.301(c)(2)(xiii).

(D) Prohibited procedures—The following interventions are prohibited by the division and are considered at high risk for causing harm:

1. Any technique that interferes with breathing or any strategy in which a pillow, blanket, or other item is used to cover the individual's face;

2. Prone restraints (on stomach); restraints positioning the individual on their back supine; or restraints against a wall or object;

3. Restraints which involve staff lying/sitting on top of an individual;

4. Restraints that use the hyperextension of joints;

5. Any technique or modification of a technique which has not been approved by the division, and/or for which the person implementing the technique has not received division-approved training;

6. Mechanical restraints;

7. Any strategy that may exacerbate a known medical or physical condition, or endanger the individual's life, or is otherwise contraindicated for the individual by medical or professional evaluation;

8. Use of any reactive strategy or restrictive intervention on a "PRN" or "as needed" basis;

9. Standing orders for use of restraint procedures not part of a comprehensive safety crisis plan that delineates prevention, de-escalation, and least restrictive procedures to attempt prior to use of restraint;

10. Any procedure used as punishment, for staff convenience, or as a substitute for engagement, active treatment, or behavior support services;

11. Use of law enforcement or emergency departments cannot be incorporated into ISPs or BSPs as "PRN" procedures or as contingencies to eliminate or reduce problem behaviors;

12. Reactive strategy techniques administered by other individuals who are being supported by the agency;

13. Corporal punishment or use of aversive conditioning—Applying painful stimuli as a penalty for certain behavior, or as a behavior modification technique;

14. Overcorrection strategies—Requiring the performance of repetitive behavior as a consequence of undesirable behavior designed to produce a reduction of the frequency of the behavior;

15. Placing persons in totally enclosed cribs or barred enclosures other than cribs; and

16. Any treatment, procedure, technique, or process prohibited by federal or state statute.

(E) Procedures that may be conditionally approved in writing by

the division—

1. Any modification to a physical crisis management technique or any non-nationally recognized physical crisis management system;

2. Seclusion time-out placement of a person alone in a secured room or area which the person cannot leave at will shall only be utilized as part of an approved BSP. The use of seclusion time-out requires ongoing services from a licensed behavioral service provider and prior review and approval by the RBSC; and

3. Use of physical crisis management procedures when part of a comprehensive safety crisis plan that delineates prevention, de-escalation, and least restrictive procedures to attempt prior to use of restraint.

(6) BSPs are developed by a licensed behavioral service provider in collaboration with the individual's support system. The techniques included in the plan are based on a functional assessment of the target behaviors. The techniques meet the requirements for the practice of applied behavior analysis under sections 337.300 through 337.345, RSMo. The BSP includes the following information:

(A) Alternative behaviors for reduction and replacement of target behaviors, defined in observable and measurable terms. They are specifically related to the individual and relevant environmental variables based on FBA;

(B) Goals and objectives for acquisition of appropriate alternative behaviors;

(C) Interventions aligned with positive functional relationships described in FBA including strategies to address establishing operations, contextual factors, antecedent stimuli, contributing and controlling consequences, and physiological and medical variables;

(D) Data collected must include antecedents/triggers, description of events, duration, consequence/result, and effects of interventions;

(E) If physical restraint or seclusion time-out are used, health status is monitored and data documented for one (1) hour after the event in fifteen (15) minute intervals. Health status data includes monitoring of vital signs including pulse, visual observations of energy/lethargy level, engagement with others, and other observed reactions;

(F) Description of specific data collection methods for target behaviors to assess the effectiveness of the strategies and data collection methods to assess the fidelity of implementation strategies;

(G) Data displayed in graphic format in the monthly progress reports, with indications for the environmental conditions and changes relevant to target behaviors;

(H) Proactive strategies to prevent challenging behaviors, improve quality of life, promote desirable behaviors, and teach skills, that are specifically described for consistent implementation by family and/or staff;

(I) Specific strategies with detailed instructions for reinforcement of desirable target behaviors;

(J) Specific strategies to generalize and maintain the desired effects of the BSP, including strategies for fading contrived contingencies to natural contingencies to support system changes and maintain these strategies after BSP is faded;

(K) A safety crisis plan if it is necessary to have strategies to intervene with at risk behaviors to maintain safety;

(L) If a plan includes physical restraint or seclusion time-out, specific criteria and procedures are identified;

(M) Target behavior(s) related to the symptoms for which psychotropic medications were prescribed and when they should be administered and the process for communicating data with the prescribing physician;

(N) Description of less restrictive methods attempted in the past, their effectiveness, and rationale that proposed BSP strategies are the least restrictive and most likely to be effective as demonstrated by research or history of individual;

(O) The method of performance based training to competency for caregivers and staff providing oversight;

(P) The qualified behavioral service provider reviews data at least

monthly; and

(Q) Description of how the plan will be communicated to all supports and services including the frequency with which the ISP team will receive updates.

(7) A safety crisis plan is developed by the support team after the first use of any reactive strategy or when the personal history of the individual indicates there is a likelihood that reactive strategies may be needed in the future, or where the individual's support team plans to use reactive strategies.

(A) If reactive strategies are considered likely and necessary, the team should be proactive and consider the need for more specialized support strategies in the ISP and services such as Person Centered Strategies Consultant or Behavior Analysis Services (see Medicaid Waiver service definitions);

(B) Procedures identified are least restrictive and within safety parameters of the safety assessment. These are used as a last resort after implementation of proactive, positive approaches;

(C) If a safety crisis plan includes physical restraint, exclusion time-out, or seclusion time-out, specific criteria and procedures are identified;

(D) The plan includes the informed consent of the person, their parent, or guardian;

(E) The safety crisis plan is a part of the ISP; and

(F) Safety crisis plans are part of any BSP.

(8) If a safety crisis plan includes the use of physical restraint, the name of the approved or nationally recognized crisis management program must be included in the individual's safety crisis plan (as per section 630.175.1, RSMo). Restraints are only used in situations of imminent harm to prevent an individual from injuring self or others. Less restrictive crisis management procedures, including de-escalation techniques and environmental management, should be attempted prior to use of any type of restraint. Use of physical restraints are documented in a safety crisis plan.

(A) Physical Restraints. Techniques used to physically restrain individuals are limited to those from nationally recognized physical crisis management programs or internally developed programs approved by the division.

1. Requests for use of physical crisis management systems other than those that are nationally recognized must be made, in writing, to the Chief Behavior Analyst of the division. If internally developed systems are approved and utilized, a quarterly analysis of the use of the restraint procedures and strategies to eliminate the need is completed and submitted to the Chief Behavior Analyst.

2. The physical restraint techniques are used only in the manner designed, are formally trained to competency, and staff maintain certification as specified by the physical crisis management system.

3. Physical restraint techniques are only employed for situations of imminent harm to self or others and not to protect property.

4. Any improper or unauthorized use of a physical restraints or excessive application of force may be considered abuse and may prompt an investigation.

5. Blocking is not considered a physical restraint procedure if used as defined in this rule.

(B) Chemical restraints include prescription and over the counter medications and require the approval of the division director or his/her designee prior to implementation of these restraints. Any use of a chemical restraint must be included in an approved safety crisis plan meeting the following criteria:

1. Identification of chemical restraints to be used;

2. Written physician orders for any chemical restraints are time limited and for no longer than three (3) hours;

3. Written physician orders are placed in the individual's record and contain at least the following information:

A. Brief description of the imminent harm situation including ongoing activities, staff actions, and the individual's actions that relate to the imminent harm;

- B. Type of chemical restraint used;
- C. The time when the order was written;
- D. The time when the chemical restraint was first administered;

4. Ongoing visual observation and safety checks during the time that the chemical restraint is affecting the individual;

5. Standing or PRN orders for chemical restraints shall not be used. Specification in a safety crisis plan or reactive strategies deemed safe for an individual and/or recommended as the most likely to be effective will not be considered as PRN orders;

6. The authorized medical professional designated by the physician writing the order observes the individual and evaluates the situation within thirty (30) minutes from the time chemical restraints were initiated; and

7. In an emergency in which an on-site authorized physician is not available, only a registered nurse or a qualified licensed practical nurse may administer chemical restraints to an individual and only after receiving an oral order from an authorized physician.

A. The documentation of such oral orders include the following:

- (I) Name of physician who gave the order;
- (II) Name of nurse who received the order;
- (III) Name of nurse who actually administered the chemical restraint—identify behaviors requiring the chemical restraint in specific terms that allow measurement;
- (IV) Anticipated effects of the medication and time frame related to the effects.

B. The person administering the chemical restraints documents the information required and the physician's oral order in the individual's record or equivalent record.

C. The oral order is signed by a physician as soon as possible after the initial administration of the chemical restraint.

(C) Mechanical restraints are prohibited.

(9) Utilization of a seclusion time-out (or safe-room) procedure requires prior approval from the Chief Behavior Analyst. Request for such approval must include a functional assessment of the target behavior, a BSP, the rationale for the use of the procedure, and data supporting the need for the procedure and that less restrictive interventions were ineffective. The Chief Behavior Analyst must also approve of the designated time-out area or room.

(A) Seclusion time-out will become a prohibited procedure as of July 1, 2021.

(B) Behavioral services remain active during the time period in which the BSP (seclusion time-out intervention) is in place.

(C) The BSP with a seclusion time-out procedure includes all elements identified in section (6) of this rule as well as the following:

1. Specification that only qualified personnel may use seclusion time-out for an individual under conditions set out in an approved BSP;

2. If the BSP includes time-out, it is reviewed and approved by the following:

- A. RBSC;
 - B. The individual or the family, or legal guardian as appropriate; and
 - C. The Chief Behavior Analyst or designee;
3. Target behaviors, operationally defined, and consistent with the function identified in the functional assessment for the target behavior;

4. Description of strategies to ensure high rates of positive reinforcement and engaging activities are available for the individual making "time in" an enriched situation;

5. Criteria for release from seclusion time-out and discontinuation of a seclusion time-out episode—

A. Release from seclusion time-out criteria is limited to no more than five (5) minutes of calm behavior;

B. Total duration for the seclusion time-out episode is no more than one (1) hour except in extraordinary instances (during ini-

tial stage of program) that are personally approved at the time of occurrence by the behavior analyst and reviewed within one (1) business day by the region's assigned area behavior analyst.

C. Continuous observation of the person in time-out.

D. Seclusion time-out will be discontinued if there are any signs of injury or medical emergency and the person will be assessed by appropriate medical personnel.

E. The date, time, and duration of each seclusion time-out intervention is documented on a data sheet and on an event management form.

(D) Time-out areas or rooms shall meet the following safety and comfort requirements:

1. Areas and rooms to be utilized for seclusion time-out and the procedures for the use of seclusion time-out are reviewed and approved by the Chief Behavior Analyst or designee;

2. Continuous observation of the individual in the area is maintained at all times;

3. Adequate lighting and ventilation is used at all times;

4. The area or room is void of objects and fixtures such as light switches, electrical outlets, door handles, wire, glass, and any other objects that could pose a potential danger to the individual in time-out;

5. If there is a door to the room or area, it will open in the direction of egress such that the individual in the room is not able to bar the door to prevent entry;

6. The door is void of any locks or latches that could allow the door to be locked without continuous engagement by a staff person; and

7. The room or area will be at least six (6) feet by six (6) feet in size or large enough for any individual who will utilize the room to lie on the floor without head or feet hitting walls or door.

(10) The division provides oversight for services provided to individuals with significantly challenging behaviors through RBSCs. The division establishes at least two (2) RBSCs. Additional RBSCs may be established depending upon need and staff capacity.

(A) Members of the RBSC are appointed by the division director or designee.

(B) The RBSC consists of three (3) to five (5) members including:

1. A chairperson who is a licensed behavior analysis employed by the division;

2. A member or members of the provider community licensed to practice applied behavior analysis or who provided behavior therapy under contract with DMH prior to January, 2012 or who are working towards Board Certified Behavior Analyst (BCBA) or Board Certified Assistant Behavior Analyst (BCaBA) certification under the supervision of a licensed behavior analysis; and

3. A medical consultant or other professionals as indicated by the information under review or requested by the chairperson.

(C) The RBSC meets at least once every three (3) months, and may meet as often as needed to fulfill responsibilities.

(D) The purpose of RBSCs is to promote the implementation of best practice strategies that lead to greater independence and enhanced quality of life for individuals experiencing challenging behaviors. RBSCs ensure the following:

- 1. That waiver assurances are met;
- 2. That best practice behavioral services are followed;
- 3. That ethical guidelines are followed;
- 4. That behavioral strategies are least restrictive; and
- 5. That implementation of strategies documented in the ISPs and BSPs support progress toward greater independence and enhanced quality of life.

(E) The division establishes RBSC review criteria to prioritize the individuals with significantly challenging behaviors and those individuals whose supports include restrictive interventions.

1. Individuals experiencing significantly challenging behaviors reaching threshold criteria for reactive strategies, or who have been prescribed psychotropic/behavior control medications, or who have

PRN psychotropic medication for behavioral support.

2. A BSP may be reviewed based on a request by the members of the ISP, including but not limited to the parent/guardian, support coordinator, or Regional Director (or designee) to provide technical assistance.

3. The Regional Director and the RBSC prioritize reviews to ensure appropriate representation based upon issues that represent regional challenges to meet identified objectives.

4. The RBSC shall respond to requests for review within thirty (30) calendar days of receipt of the request.

5. The support coordinator and provider of BSPs and ISPs reviewed by the RBSC will receive written summary of the RBSC's recommendations within five (5) working days of the RBSC's review of the BSPs or ISPs.

(11) If use of prohibited or unauthorized procedures is discovered, the following occurs:

(A) Regional Director is notified of the use of prohibited procedures, the agency involved, persons for whom the procedures were utilized, and reasons for use;

(B) Regional Director directs regional staff and Area Behavior Analyst to conduct a focused review of the agency;

(C) If the focused review confirms that prohibited or unauthorized procedures were used, the Regional Director will be informed and notify the provider and support coordinator;

(D) Area Behavior Analyst works with planning teams to determine appropriateness of strategies and need for additional services to assist the provider to address the situations positively, proactively, and preventatively;

(E) Area Behavior Analyst refers supports of individuals, for whom the prohibited practices have been used, to the RBSC; and

(F) Follow up reviews of the provider will occur to ensure that appropriate procedures and supports are utilized and prohibited practices have been discontinued for a duration determined by the Chief Behavior Analyst.

AUTHORITY: sections 630.050 and 630.175, RSMo Supp 2019. Original rule filed Sept. 20, 2019.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule by writing to Gail Vasterling, General Counsel, Department of Mental Health, PO Box 687, Jefferson City, MO 65102. To be considered, comments must be delivered by regular mail, express or overnight mail, or by courier within thirty (30) days after publication in the *Missouri Register*. If to be hand delivered, comments must be brought to the Department of Mental Health at 1706 E. Elm Street, Jefferson City, Missouri. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 1—Organization and Operation of Board of Trustees

PROPOSED AMENDMENT

16 CSR 10-1.010 General Organization. The Public School Retirement System of Missouri is amending section (1).

PURPOSE: This amendment allows the Board Chairman to reschedule a regular meeting for a month other than February, April, June, August, October, or December or for an alternate location for good cause. Examples would include, but are not limited to, weather concerns, natural disasters, or unforeseen schedule issues.

(1) The board of trustees of The Public School Retirement System of Missouri shall hold regular meetings in the office of the executive director during the months of February, April, June, August, October, and December of each calendar year on one (1) or more days voted upon by the board of trustees; provided that the board of trustees may vote to hold a regular meeting in a different location or by telephone or other electronic means. **The chairman may reschedule a previously scheduled regular meeting for a month or location other than as described in the preceding sentence for good cause.** The chairman or four (4) board members acting jointly may call special meetings at times and locations and by means as may be necessary. The executive director shall provide notice of the time and place of all meetings of the board in accordance with the applicable provisions of sections 610.010 through 610.035, RSMo. All meetings of the board of trustees shall comply with the applicable provisions of sections 610.010 through 610.035, RSMo. Information concerning meetings, rules, or any operations of the system may be obtained by writing or calling the Executive Director, PO Box 268, Jefferson City, MO 65102.

AUTHORITY: section 169.020, RSMo [2000] 2016. Original rule filed Dec. 19, 1975, effective Jan. 1, 1976. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Sept. 23, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Public School Retirement System of Missouri, attn: General Counsel, at PO Box 268, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS
Division 10—The Public School Retirement System of Missouri
Chapter 5—Retirement, Options and Benefits

PROPOSED AMENDMENT

16 CSR 10-5.010 Service Retirement. The Public School Retirement System is amending sections (6) and (20).

PURPOSE: The amendment to section (6) relates to working after retirement for PSRS members and is necessary pursuant to HB 77 which became effective on April 16, 2019 pursuant to the bill's emergency clause. This legislation placed PSRS retirees working after retirement for Community Colleges back under the 550 hour/50% limitation, instead of the \$15,000 salary limitation that had been imposed under last year's Senate Bill 892. The amendment also makes a few clean up edits that are non-substantive.

The proposed amendment to section (20) is necessary pursuant to CCS SB 17 enacted August 28, 2019. This legislation expands the System's current divorce pop-up provisions to allow a pop-up to the single life benefit for individuals divorced prior to September 1,

2017. *Certain requirements must be met. If the divorce decree provides for sole rights to the member's retirement benefit, the pop-up can be accomplished by the ex-spouse signing a consent and disclaimer form and providing it to the System. If the divorce decree does not provide the member with sole rights to the retirement benefit, the parties must return to court to obtain an amended decree.*

(6) Part-time employment is any employment which is less than full-time. Temporary-substitute employment is any employment either in a position held by a regularly employed person who is temporarily absent or in a position which is temporarily vacant.

(A) A retiree **receiving a retirement benefit, other than a disability benefit, from the Public School Retirement System of Missouri (PSRS)** may be employed by an employer included in the system to serve on a part-time or temporary-substitute basis in any position that would normally require that person to be duly certificated by the Department of Elementary and Secondary Education (DESE), including substituting in a teaching position, **or in any position at a community college included in the system** not to exceed five hundred fifty (550) hours in any one (1) school year and through such employment may earn an amount not in excess of the compensation limit set forth in this rule and section 169.560, RSMo, without a discontinuance of the retired member's retirement allowance. The limit on compensation shall be determined as set forth in section 169.560, RSMo. If the position or positions did not previously exist, a retired member may earn up to fifty percent (50%) of the annual compensation payable for the position within the employer that is most comparable to the position filled by the retired member without exceeding the compensation limit. If such employment exceeds either the limitation on hours worked or the limitation on compensation, payment of benefits to the retired member shall cease until the employment terminates or a new school year begins.

(C) A retiree receiving a retirement benefit, other than a disability benefit, from *[the Public School Retirement System of Missouri (PSRS)]* may be employed by an employer included in that system in any position that normally does not require a person employed in that position to be duly certificated by the Department of Elementary and Secondary Education and through such employment may earn during the school year not more than sixty percent (60%) of the minimum teacher's salary for a teacher without a master's degree as set forth in section 163.172, RSMo without a discontinuance of the retiree's retirement allowance. The employer shall contribute to the Public Education Employee Retirement System of Missouri (PEERS) at the rate set for that system on all salary as defined in section 169.010, RSMo and 16 CSR 10-3.010(9) of the person so employed. Such employee shall not contribute on such earnings and shall earn no service credit in either system for such employment. If such employment exceeds the limitation on compensation, the retiree's retirement benefit from PSRS shall cease until the employment terminates or a new school year begins, and such person shall become a member of and contribute to any retirement system described in this subsection if the person satisfies the retirement system's membership eligibility requirements. A PSRS retiree who meets PSRS eligibility requirements after exceeding the limits set forth above shall not be eligible to elect membership in PEERS under section 169.712, RSMo. **The provisions of this subsection shall not apply to positions held by a PSRS retiree employed by a community college included in the system.**

(E) The employer covered by *[the Public School Retirement System of Missouri] PSRS*, the third-party employer, the independent contractor, and the retiree shall maintain a log of all dates worked, hours worked, wage earned, and the employer. The employer covered by *[the Public School Retirement System of Missouri] PSRS*, the third-party employer, the independent contractor, and retiree shall provide a copy of the work log upon request of retirement system.

Employee Name:		School Year:	
Date Worked	Hours Worked	Wage Earned	Employer

The working after retirement limits set forth in section 169.560, RSMo, shall be applied on a *pro rata* basis as provided below to a retiree's hours of work during the school year in which the retiree's date of retirement is effective.

Effective date of retirement	Hours allowed after retirement for school year
July 1	550
August 1	504
September 1	458
October 1	413
November 1	367
December 1	321
January 1	275
February 1	229
March 1	183
April 1	138
May 1	92
June 1	0

The working after retirement limits set forth in section 169.560, RSMo, shall be applied on a *pro rata* basis as provided below to a retiree's base salary to determine the retiree's earnings limit during the school year in which the retiree's date of retirement is effective.

Effective date of retirement	Percentage of base salary allowed after retirement for school year
July 1	50%
August 1	46%
September 1	42%
October 1	38%
November 1	33%
December 1	29%
January 1	25%
February 1	21%
March 1	17%
April 1	13%
May 1	8%
June 1	0%

(20) Any member receiving a retirement allowance from the Public School Retirement System of Missouri who elected a reduced retirement allowance under subsection 3 of section 169.070, RSMo who, at the time of that election, named his or her spouse as the nominated beneficiary may have the retirement allowance increased to the amount the retired member would be receiving had the retired member elected Option 1 *[if the following requirements are met:] under the following circumstances:*

(A) **Where [T]he marriage of the retired member and the nominated spouse [must be] was dissolved on or after September 1, 2017, the dissolution decree must clearly provide for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public School Retirement System. [A dissolution that occurred prior to September 1, 2017 that is modified or amended on or after September 1, 2017 shall not satisfy the requirement that the marriage be dissolved on or after September 1, 2017;]**

(B) **Where the marriage of the retired member and the nominated spouse was dissolved prior to September 1, 2017:**

1. **If the dissolution decree clearly provides for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public School Retirement System, the parties must either obtain an amended or modified dissolution decree after September 1, 2017 that provides for the immediate removal of the nominated spouse, or the nominated spouse must**

sign a notarized statement on a form designated by the Public School Retirement System consenting to his or her immediate removal as the nominated beneficiary and disclaiming all rights to future benefits; and

2. If the dissolution decree does not clearly provide for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public School Retirement System, the parties must obtain an amended or modified dissolution decree after September 1, 2017, which provides for sole retention by the retired member of all rights in the retirement allowance;

[(B)](C) The retired member and the nominated spouse must have been married at the time of the election of the reduced retirement allowance under subsection 3 of section 169.070, RSMo;

[(C) The dissolution decree must clearly provide for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public School Retirement System of Missouri;]

(E) Any such increase in the retirement allowance shall be effective upon the receipt of an application for such increase, including the nominated spouse's consent and disclaimer form, if required, and a certified copy of the decree of dissolution (and separation agreement, if applicable) that meets the requirements of this section. The increased retirement allowance will be paid prospectively only after receipt of [the application and certified copy of the decree of dissolution] all of the aforementioned documents. No retroactive benefits will be paid.

AUTHORITY: section 169.020, RSMo 2016. Original rule filed Dec. 19, 1975, effective Jan. 1, 1976. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Sept. 23, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Public School Retirement System of Missouri, attn: General Counsel, at PO Box 268, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 16—RETIREMENT SYSTEMS

Division 10—The Public School Retirement System of Missouri

Chapter 6—The Public Education Employee Retirement System of Missouri

PROPOSED AMENDMENT

16 CSR 10-6.060 Service Retirement. The Public School Retirement System of Missouri is amending section (16).

PURPOSE: The proposed amendment is necessary pursuant to CCS SB 17 enacted August 28, 2019. This legislation expands the System's current divorce pop-up provisions to allow a pop-up to the single life benefit for individuals divorced prior to September 1, 2017. Certain requirements must be met. If the divorce decree provides for sole rights to the member's retirement benefit, the pop-up can be accomplished by the ex-spouse signing a consent and disclaimer form and providing it to the System. If the divorce decree does not provide the member with sole rights to the retirement benefit, the parties must return to court to obtain an amended decree.

(16) Any member receiving a retirement allowance from the Public Education Employee Retirement System of Missouri who elected a reduced retirement allowance under subsection 4 of section 169.670, RSMo who, at the time of that election, named his or her spouse as the nominated beneficiary may have the retirement allowance increased to the amount the retired member would be receiving had the retired member elected Option 1 [if the following requirements are met] under the following circumstances:

(A) Where [T]the marriage of the retired member and the nominated spouse [must be] was dissolved on or after September 1, 2017, the dissolution decree must clearly provide for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public Education Employee Retirement System of Missouri; [A dissolution that occurred prior to September 1, 2017 that is modified or amended on or after September 1, 2017 shall not satisfy the requirement that the marriage be dissolved on or after September 1, 2017;]

(B) Where the marriage of the retired member and the nominated spouse was dissolved prior to September 1, 2017:

1. If the dissolution decree clearly provides for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public Education Employee Retirement System of Missouri, the parties must either obtain an amended or modified dissolution decree after September 1, 2017 that provides for the immediate removal of the nominated spouse, or the nominated spouse must sign a notarized statement on a form designated by the Public Education Employee Retirement System of Missouri consenting to his or her immediate removal as the nominated beneficiary and disclaiming all rights to future benefits;

2. If the dissolution decree does not clearly provide for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public Education Employee Retirement System of Missouri, the parties must obtain an amended or modified dissolution decree after September 1, 2017, which provides for sole retention by the retired member of all rights in the retirement allowance;

[(B)](C) The retired member and the nominated spouse must have been married at the time of the election of the reduced retirement allowance under subsection 4 of section 169.670, RSMo;

[(C) The dissolution decree must clearly provide for sole retention by the retired member of all rights in the retirement allowance to the satisfaction of the Public Education Employee Retirement System of Missouri;]

(F) Any such increase in the retirement allowance shall be effective upon the receipt of an application for such increase, including the nominated spouse's consent and disclaimer form, if required, and a certified copy of the decree of dissolution (and separation agreement, if applicable) that meets the requirements of this section. The increased retirement allowance will be paid prospectively only after receipt of [the application and certified copy of the decree of dissolution] all of the aforementioned documents. No retroactive benefits will be paid.

AUTHORITY: section 169.610, RSMo 2016. Original rule filed Dec. 19, 1975, effective Jan. 1, 1976. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Sept. 23, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Public School Retirement System of Missouri, attn: General Counsel,

at PO Box 268, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 10—Office of the Director Chapter 4—Coordinated Health Care Services

PROPOSED RESCISSION

19 CSR 10-4.020 J-1 Visa Waiver Program. This rule outlined the Department of Health and Senior Services' J-1 visa waiver recommendation process in accordance with section 214(l) of the Immigration and Nationality Act.

PURPOSE: This rule is being rescinded because a substantial portion of it is being updated and clarified in a new rule that will replace it.

AUTHORITY: section 191.411.1, RSMo Supp. 2001. This rule was previously filed as 19 CSR 50-4.020. Emergency rule filed April 17, 1995, effective April 27, 1995, expired Aug. 24, 1995. Original rule filed April 17, 1995, effective Oct. 30, 1995. For intervening history, please consult the *Code of State Regulations*. Emergency rescission filed Sept. 17, 2019, effective Oct. 1, 2019, expires March 27, 2020. Rescinded: Filed Sept. 17, 2019.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with PO Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 10—Office of the Director Chapter 4—Coordinated Health Care Services

PROPOSED RULE

19 CSR 10-4.020 J-1 Visa Waiver Program

PURPOSE: This rule outlines the Department of Health and Senior Services' J-1 visa waiver recommendation process in accordance with section 214(l) of the Immigration and Nationality Act.

(1) The following definitions shall be used in the interpretation of this rule:

(A) Department means the Missouri Department of Health and Senior Services;

(B) Director means the director of the Missouri Department of Health and Senior Services; and

(C) Health professional shortage area (HPSA) means a geographic area, population group, or individual facility designated by the United States Department of Health and Human Services, Health Resources and Services Administration as having a shortage of physicians.

(2) A waiver request must come from a Missouri health care facility on behalf of a J-1 Visa physician. All of the required information and documentation, as required by the United States Department of State, J-1 Visa Waiver Program, must be submitted in a single application package with the documents presented in the order as prescribed in subsections (2)(A)-(H). Waiver requests that do not comply with these requirements will not be considered. The required documents include:

(A) A completed Form DS-3035, J-1 Visa Waiver Recommendation Application;

(B) An employment contract between the physician and the health care facility employing the physician named in the waiver application that includes the following:

1. The name and address of the health care facility;

2. A statement that the physician agrees to begin employment with the employer within ninety (90) days of receiving the waiver;

3. A statement that indicates the physician's specialty;

4. The specific geographical area or areas where the physician will practice medicine;

5. A statement by the physician that he or she agrees to meet the requirements set forth in the Immigration and Nationality Action, Section 214(l);

6. An employment period of at least three (3) years in a designated HPSA; and

7. A full-time schedule of at least forty (40) hours per week in direct patient care in the HPSA;

(C) Proof that the location where the physician will practice medicine is in a designated HPSA;

(D) Copies of all Forms IAP-66 or DS-2019, Certificate of Eligibility for Exchange Visitor (J-1) Status;

(E) A copy of the physician's curriculum vitae;

(F) Proof of eligibility for licensure with the Missouri Board of Healing Arts;

(G) A copy of the statement of no objection from the physician's country of nationality or last residence, if the physician is contractually obligated to return to the home country; and

(H) An original and one (1) unbound copy of the entire application package shall be included.

(3) Application packages will be accepted between October 1 and November 30 of the current year. Each application package received by the department will be reviewed for completeness. Complete applications are those which include all required documentation, as listed in subsections (2)(A)-(H). Complete applications will be forwarded for approval by the director or his/her designee in the priority as outlined in sections (4)-(6). Upon approval, the department will send the request to the appropriate federal authorities.

(4) The department's J-1 Visa Waiver Program will give priority to those physicians in one (1) of the following specialties: Family Practice, General Practice, General Pediatrics, Obstetrics/Gynecology, or Psychiatry. If the department receives more than thirty (30) completed application packages between October 1 and November 30, application packages will be prioritized in the following order:

(A) Primary Care physicians will be prioritized before other specializations;

(B) Primary Care HPSA score of the location of the health care facility employing the physician. Higher HPSA scores will be prioritized before lower HPSA scores;

(C) The date the application package was received by the department. Applications received earlier will be prioritized before applications received later;

(D) In the event that there are fewer remaining waivers than applicants, and with all of those applicants having equal status in priority, remaining waiver(s) will be recommended by lottery.

(5) In addition to the eligible physicians set forth in section (4), waivers may be recommended for other specialties and subspecialties.

(A) Physicians trained in other specialties may be considered for recommendation for a J-1 Visa Waiver based on the following criteria:

1. Vacant slots must be available; and
2. The specialty physician's application must comply with all other requirements of the J-1 Visa Program.

(B) The number of specialty recommendations in any given program year will be determined by the number of available slots after all application packages for primary care physicians as outlined in section (4) are reviewed. If more application packages are received for specialists than the department has slots available, priority will be determined by Primary Care HPSA score of the location of the health care facility employing the physician. (i.e. higher Primary Care HPSA scores will be assigned higher priority.)

(6) If the department recommends less than thirty (30) physicians for J-1 Visa Waivers for application packages received between October 1 and November 30 of the current year, application packages will continue to be accepted, reviewed for completeness, and recommended in the order of the date they are received for any specialty until all available slots are filled.

(A) In the event that there are fewer remaining waivers than applicants, and with all of those applicants having equal status in priority, remaining waiver(s) will be recommended by lottery.

(7) It is the responsibility of the physician and the employer to meet Missouri's licensing and credentialing requirements as delineated by the Missouri Board of Healing Arts.

(8) A physician who is practicing under a J-1 visa in another state who wishes to practice in a HPSA in Missouri and obtain a J-1 visa waiver may do so only under the following conditions:

(A) The physician must complete the J-1 visa waiver application process in Missouri and obtain a Missouri medical license prior to commencing practice;

(B) The physician should make no plans for the transfer or to move personal possessions until the department has approved the request. The physician retains sole responsibility for notifying the employer of the intent to transfer, and payment of any financial penalty caused by a breach of contract, as determined by the employer; and

(C) All other J-1 visa waiver requirements remain in effect.

(9) A physician with a J-1 visa waiver who is practicing in Missouri and who wishes to transfer to another HPSA in Missouri may do so under the following conditions:

(A) At least sixty (60) days in advance of the proposed change, the physician must notify the department of the new practice site address, telephone number, site director, and the effective date of the proposed change;

(B) The reason for the transfer must be explained in the written notice;

(C) A new J-1 visa waiver employer contract must be submitted to the department prior to approval of the transfer; and

(D) The physician should make no plans for the transfer or moving of personal possessions until the department has issued written approval of the transfer. The physician retains sole responsibility for notifying the employer of the intent to transfer and payment of any financial penalty caused by a breach of contract, as determined by the original employer.

(10) The department is not responsible for exceptions to or interpretations of these policies which have occurred without the written approval of the director of the department or his/her designee.

(11) The department is not responsible for any practice arrangements or contractual obligations entered into by the physician prior to approval of a J-1 visa waiver request.

AUTHORITY: section 191.411.1, RSMo [Supp. 2001] 2016. This rule was previously filed as 19 CSR 50-4.020. Emergency rule filed April 17, 1995, effective April 27, 1995, expired Aug. 24, 1995. Original rule filed April 17, 1995, effective Oct. 30, 1995. For intervening history, please consult the Code of State Regulations. Emergency rescission and rule filed Sept. 17, 2019, effective Oct. 1, 2019, expires March 27, 2020. Rescinded and readopted: Filed Sept. 17, 2019.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with PO Box 570, Jefferson City, MO 65102-0570. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.011 General Provisions for the Determination of Blood, Breath, Saliva, or Urine Analysis and Drug Testing. The department is amending sections (1), (3), and (4).

PURPOSE: This amendment updates the statutory references to those statutes that are now applicable, removes the address and expands the records that are available from the department.

(1) Only those laboratories or persons performing analysis of blood, breath, saliva, or urine for the determination of blood alcohol content, or of blood, saliva, or urine for the presence of drugs—at the direction of a law enforcement officer acting under the provisions of sections [577.020–577.041, RSMo, and sections 306.111–306.119] 577.001–577.041, RSMo—are subject to the rules in this chapter.

(3) The chemical analysis of a person's blood, breath, saliva, or urine conducted under the provisions of sections [577.020–577.041, RSMo, and sections 306.111–306.119] 577.001–577.041, RSMo, shall be performed by licensed medical personnel or by personnel possessing a valid permit issued by the department.

(4) Applications for permits and renewals of permits shall be made on forms [(see 19 CSR 25-30.021, 19 CSR 25-30.031, or 19 CSR 25-30.041)] available from the Breath Alcohol Program, Missouri State Public Health Laboratory [—Southeast Branch, 2875 James Boulevard, Poplar Bluff, MO 63901]. Forms are also available at <http://health.mo.gov/lab/breathalcohol/>. Requests for approval of instruments, methods, or training courses shall be made to the director, Missouri State Public Health Laboratory, c/o Breath Alcohol Program. **Requests for copies of permits, submitted maintenance records, submitted permit applications, and simulator certifications shall also be made to the director, Missouri State Public Health Laboratory, c/o Breath Alcohol Program.** Criteria and standards used for certification and approval purposes shall be provided upon request by the Missouri State Public

Health Laboratory.

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections 306.114, 306.117], 577.020, and 577.037, RSMo [Supp. 2011] 2016. This rule previously filed as 19 CSR 20-30.011. Original rule filed July 15, 1988, effective Sept. 29, 1988. Changed to 19 CSR 25-30.011 Jan. 1, 1995. Emergency amendment filed May 10, 2001, effective May 22, 2001, expired Nov. 17, 2001. Amended: Filed May 10, 2001, effective Oct. 30, 2001. Amended: Filed May 31, 2012, effective Dec. 30, 2012. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.021 Type I Permit. The department is amending the purpose, sections (2), (3), and the forms that follow the rule and deleting section (4).

PURPOSE: This amendment updates the accreditation standard, clarifies the responsibilities of the laboratories and permittees, and updates the proficiency standard requirements for laboratories and permittees.

PURPOSE: This rule establishes the qualifications, duties, and responsibilities of a Type I permittee and the standards for laboratories in which Type I permittees perform testing.

(2) An applicant for a Type I permit shall not be less than twenty-one (21) years of age and shall possess a baccalaureate degree in chemical, physical, or biological science from an accredited college or university [or shall have at least two (2) years of relevant analytical experience and the equivalent of at least two years of college-level education with at least half of the credit hours earned in the chemical, physical, or biological sciences]. The applicant shall also complete an application for a Type I permit, included herein.

(A) To perform analyses of blood, saliva, or urine for **drugs** or blood alcohol content, the [department shall send three (3) check specimens to the applicant for analysis. The applicant shall perform the analyses within the time set by the department. The results reported on the three (3) samples shall be within five percent (5%) of the true value. A second set of three (3) check samples shall be sent to the applicant if the results from the first set were unsatisfactory. If the results from the second set of check samples are unsatisfactory, the department shall return the application. Any further efforts

to meet this condition for completion of the application shall be made at the discretion of the department based on the nature of the problem; the ability of the applicant; and the facility, equipment, and methods that were employed.] applicant shall have performed a biennial forensic proficiency test provided by an outside company for each type of substance, alcohol, or drugs, for which a permit is requested. A copy of the proficiency test results achieved shall accompany the permit application.

(B) [Effective July 1, 2014, to perform analyses of blood, saliva, or urine for the presence of drugs, the applicant shall be an employee of a laboratory that holds a national accreditation through the College of American Pathologists (CAP), the American Board of Forensic Toxicologists (ABFT), or through the American Society of Crime Laboratory Directors/Laboratory Accreditation Board (ASCLD/Lab). This accreditation shall include an annual forensic proficiency test on each biological matrix (blood, saliva, or urine) tested. A copy of the certification for each laboratory shall be supplied to the State Public Health Laboratory upon request.] If the applicant does not perform proficiency tests, the applicant may qualify for a permit to perform analysis of blood, saliva, or urine for blood alcohol content by satisfactorily analyzing three (3) check specimens provided from the department. The results reported on the three (3) samples shall be within five percent (5%) of the true value. A second set of three (3) check samples shall be sent to the applicant if the results from the first set were unsatisfactory. If the results from the second set of check samples are unsatisfactory, the department shall return the application. Any further efforts to meet this condition for completion of the application shall be made at the discretion of the department based on the nature of the problem; the ability of the applicant; and the facility, equipment, and methods that were employed. A copy of the check specimen results achieved shall accompany the permit application.

(3) [A Type I permittee] Laboratories wherein analyses are performed by Type I permit holders shall maintain complete records of testing, quality assurance data, logbooks, and other documentation related to the performance of tests as established under general standards of laboratory practice and chain-of-custody procedures.

(A) Laboratories wherein analyses are performed by Type I permit holders shall be subject to audits by the department regarding any and all records referenced herein.

(B) Laboratories that perform analyses of blood, saliva, or urine for the presence of drugs shall hold an accreditation through the American Board of Forensic Toxicologists (ABFT) or through an accreditation body that is a signatory of the International Laboratory Accreditation Cooperation Mutual Recognition Arrangement (ILAC MRA). This accreditation shall include an annual forensic proficiency test on each biological matrix (blood, saliva, or urine) tested. A copy of the certification for each laboratory shall be supplied to the Missouri State Public Health Laboratory upon request.

[(4) All provisions of subsection (2)(A) of this rule shall apply for renewal of a permit authorizing the analysis of blood, saliva, or urine for blood alcohol content. A set of three (3) check samples shall be satisfactorily analyzed during the last year of the current permit, and the applicant shall complete an application for a Type I permit, included herein.]

[(5)](4) Type I permits issued prior to the effective date of this rule shall be considered valid under the conditions of this rule.

[(6)](5) Type I permit applications completed prior to the effective date of this rule shall be considered valid under the conditions of this rule.



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
STATE PUBLIC HEALTH LABORATORY
BREATH ALCOHOL PROGRAM
APPLICATION FOR TYPE I PERMIT

1

THIS APPLICATION IS FOR <input type="checkbox"/> NEW PERMIT <input type="checkbox"/> RENEWAL		CURRENT PERMIT NUMBER AND EXPIRATION DATE	
PRINT FULL NAME		AGE	TELEPHONE NUMBER () - -
SOCIAL SECURITY NUMBER		A disclosure concerning your SSN number is available at: http://www.health.mo.gov/lab/breathalcohol/	
ORGANIZATION		EMAIL ADDRESS	
BUSINESS ADDRESS (STREET, CITY, STATE, ZIP CODE)			
DIRECTOR'S NAME		TELEPHONE NUMBER () - -	
ALCOHOL ANALYSIS:		<input type="checkbox"/> BLOOD	<input type="checkbox"/> URINE <input type="checkbox"/> SALIVA
DRUG ANALYSIS:		<input type="checkbox"/> BLOOD	<input type="checkbox"/> URINE <input type="checkbox"/> SALIVA
FOR DRUG TESTING ONLY			
PROVIDE NAME OF PROFICIENCY TESTING PROGRAM(S) YOUR FACILITY SUBSCRIBES TO			
EDUCATION			
COLLEGE OR UNIVERSITY	YEARS ATTENDED	HOURS QTRS/SEM.	MAJOR MINOR DEGREE GRADUATED
OTHER RELEVANT TRAINING			
COURSE OR PROGRAM TITLE	AGENCY OR INSTITUTION		DATES
ANALYTICAL EXPERIENCE			
ORGANIZATION		DATES EMPLOYED	
RESULTS OF SAMPLES FOR ANALYSIS:			
METHODS OF ANALYSIS USED			
DRUGS <input type="checkbox"/> Enzyme Immunoassay (EIA) <input type="checkbox"/> Radioimmunoassay (RIA) <input type="checkbox"/> Thin Layer Chromatography (TLC) <input type="checkbox"/> High-Performance Liquid Chromatography (HPLC) <input type="checkbox"/> Liquid Chromatography/Mass Spectrometry (LC/MS) <input type="checkbox"/> Cloned Enzyme Donor Immunoassay (CEDIA) <input type="checkbox"/> Ultra-Violet/Visible Spectrophotometry (UV/Vis)		ALCOHOL <input type="checkbox"/> Gas Chromatography/Mass Spectrometry (GC/MS) <input type="checkbox"/> Fluorescence Polarization Immunoassay (FPIA) <input type="checkbox"/> Gas Chromatography (GC) <input type="checkbox"/> Enzyme-Linked Immunosorbent Assay (ELISA) <input type="checkbox"/> Other _____	
SIGNATURE OF APPLICANT		DATE	

RETURN COMPLETED APPLICATION TO THE: Breath Alcohol Program, Missouri Department of Health and Senior Services,
1933 Northwood Drive, Suite #4, Poplar Bluff, MO 63901



STATE OF MISSOURI
DEPARTMENT OF HEALTH AND SENIOR SERVICES
BREATH ALCOHOL PROGRAM



PERMIT
TYPE 1

_____ is hereby authorized to determine the content of _____
(TYPE IN "ALCOHOL" OR "DRUGS" OR BOTH)
from a sample of _____ utilizing approved standard chemical methods.
(TYPE IN "BLOOD," "SALIVA," OR "URINE")

Permit issued under the provisions of sections 577.001 through 577.041, RSMo.

DATE _____

DIRECTOR OF STATE PUBLIC HEALTH LABORATORY

NUMBER _____

EXPIRES _____

DIRECTOR OF DEPARTMENT OF HEALTH AND SENIOR SERVICES

MO 580-1242 (5-19)

LAB-2 (5-19)



STATE OF MISSOURI
DEPARTMENT OF HEALTH AND SENIOR SERVICES
BREATH ALCOHOL PROGRAM



PERMIT
TYPE 1

_____ is hereby authorized to determine the content of _____
(TYPE IN "ALCOHOL" OR "DRUGS" OR BOTH)
from a sample of _____ utilizing approved standard chemical methods.
(TYPE IN "BLOOD," "SALIVA," OR "URINE")

Permit issued under the provisions of sections 577.001 through 577.041, RSMo.

DATE _____

DIRECTOR OF STATE PUBLIC HEALTH LABORATORY

NUMBER _____

EXPIRES _____

DIRECTOR OF DEPARTMENT OF HEALTH AND SENIOR SERVICES

MO 580-1242 (5-19)

LAB-2 (5-19)

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections], 577.020, and 577.037, RSMo [Supp. 2011] 2016. This rule previously filed as 19 CSR 20-30.021. Original rule filed July 15, 1988, effective Sept. 29, 1988. Changed to 19 CSR 25-30.021 Jan. 1, 1995. Amended: Filed May 31, 2012, effective Dec. 30, 2012. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.031 Type II Permit. The department is amending sections (7), and five (5) forms that follow the rule and deleting two (2) forms that follow the rule.

PURPOSE: This amendment removes two forms from the rule as well as removes the references to two instruments that are no longer used for evidential testing in Missouri.

PURPOSE: This rule establishes the qualifications, duties and responsibilities of a Type II permittee and establishes a maintenance report to be used for each of the approved breath analyzers in [19 CSR 20-30.050] 19 CSR 25-30.050.

(7) For the maintenance checks referred to in sections (3)–(5) of this rule, the appropriate maintenance report form for the specific instrument being checked shall be used—

(C) When performing a maintenance check on the Intox EC/IR II, the report incorporated in the instrument software shall be used (see Report No. 3 included herein for example); **and**

[(D) When performing a maintenance check on the CMI Intoxilyzer 5000, Report No. 4 included herein shall be used;]

[(E) When performing a maintenance check on the DataMaster, Report No. 6 included herein shall be used; and]

[(F)](D) When performing a maintenance check on the Alco-Sensor IV with printer, Report No. 7 included herein shall be used.

(8) Maintenance report forms required in section (7) of this rule prior to the effective date of this rule and completed on maintenance checks before that date shall be considered valid under this rule. **Maintenance report forms completed on maintenance checks within ninety (90) days after the effective date of this rule shall be considered valid if the maintenance checks and maintenance report forms were completed in compliance with the rules in effect at the time the checks and forms were completed or the rules in effect immediately prior to the effective date of this rule.**



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
STATE PUBLIC HEALTH LABORATORY
BREATH ALCOHOL PROGRAM

INTOX DMT MAINTENANCE REPORT

REPORT #1

Complete this report at the time of the regular monthly preventive maintenance check (not to exceed 35 days).
Complete this report whenever the instrument is serviced or repaired and whenever it is placed into service.
Retain the original and send a copy within 15 days to the Breath Alcohol Program, DHSS.

INTOX DMT SN	NAME OF AGENCY	DATE OF INSPECTION
LOCATION OF INSTRUMENT (STREET AND CITY)		TIME OF INSPECTION

CHECKLIST: Place a mark on the line by each item if found to be satisfactory or is operating within established limits. (Write in observed values where determined). Unmarked items must be corrected before using instrument.

<input type="checkbox"/> DIAGNOSTIC RECORD	
DATE AND TIME _____	<input type="checkbox"/> DETECTOR
<input type="checkbox"/> PROGRAM	<input type="checkbox"/> FILTER 1
<input type="checkbox"/> SAMPLE CHAMBER _____	<input type="checkbox"/> FILTER 2
<input type="checkbox"/> BREATH TUBE _____	<input type="checkbox"/> FILTER 3
<input type="checkbox"/> PUMP	<input type="checkbox"/> INTERNAL STANDARD

BREATH ANALYZER ACCURACY STANDARDS

<input type="checkbox"/> SIMULATOR SOLUTION	<input type="checkbox"/> COMPRESSED ETHANOL-GAS MIXTURE
STANDARD SUPPLIER _____ LOT # _____	EXP. DATE _____
SIMULATOR TEMP (34°C ± 0.2°C) _____	SIM. SN _____ SIM. NIST EXP DATE _____
<input type="checkbox"/> CALIBRATION CHECK - (ONLY ONE STANDARD IS TO BE USED PER MAINTENANCE REPORT) Run three tests using a standard solution. All three tests must be within ±5% of the standard value and must have a spread of .005 or less. Mark the box corresponding to the standard solution being used.	
<input type="checkbox"/> 0.10% STANDARD - MUST READ BETWEEN 0.095% AND 0.105% INCLUSIVE	
<input type="checkbox"/> 0.08% STANDARD - MUST READ BETWEEN 0.076% AND 0.084% INCLUSIVE	
<input type="checkbox"/> 0.04% STANDARD - MUST READ BETWEEN 0.038% AND 0.042% INCLUSIVE	

TEST 1: _____	TEST 2: _____	TEST 3: _____
---------------	---------------	---------------

☐ **PERFORM R.F.I. TEST**

INDICATE THE NUMBER OF BREATH TEST IN THE FOLLOWING RANGES SINCE THE LAST MAINTENANCE REPORT:

REFUSALS	0-.04	.05-.09	.10-.14	.15-.19	OVER .19
----------	-------	---------	---------	---------	----------

LIST ANY NEW PARTS AND DESCRIBE ANY ALTERATION OR MODIFICATION THAT WAS MADE TO RESTORE THE INSTRUMENT TO OPERATE SATISFACTORILY AND WITHIN ESTABLISHED LIMITS. (USE OTHER SIDE IF NECESSARY):

INSPECTING OFFICER

SIGNATURE	PRINT FULL NAME
TYPE II PERMIT NUMBER	TELEPHONE NUMBER
EXPIRATION DATE	()

RETURN COMPLETED REPORT TO THE Breath Alcohol Program, Missouri Department of Health and Senior Services
by mail, fax, or email



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
STATE PUBLIC HEALTH LABORATORY
BREATH ALCOHOL PROGRAM

INTOX EC/IR II MAINTENANCE REPORT

REPORT #3

Complete this report at the time of the regular monthly preventive maintenance check (not to exceed 35 days).

Complete this report whenever the instrument is serviced or repaired and whenever it is placed into service.

Retain the original and send a copy within 15 days to the Breath Alcohol Program, DHSS.

INTOX EC/IR II SN	NAME OF AGENCY	DATE OF INSPECTION
LOCATION OF INSTRUMENT (STREET AND CITY)		TIME OF INSPECTION

CHECKLIST: Place a mark in the box by each item if found to be satisfactory or is operating within established limits. (Write in observed values where determined). Unmarked items must be corrected before using instrument.

DIAGNOSTIC RECORD

<input type="checkbox"/> BLANK CHECK	<input type="checkbox"/> CO2 CHECK
<input type="checkbox"/> FC 1 TEMP	<input type="checkbox"/> FLOW CHECK
<input type="checkbox"/> SRC TEMP	<input type="checkbox"/> FCB CHECK
<input type="checkbox"/> DET TEMP	<input type="checkbox"/> CRC COMP CHECK
<input type="checkbox"/> BT TEMP	<input type="checkbox"/> CRC CAL CHECK
<input type="checkbox"/> STD 2 TEMP	<input type="checkbox"/> PRINT TEST
<input type="checkbox"/> ETH CHECK	DATE AND TIME

BREATH ANALYZER ACCURACY STANDARDS

<input type="checkbox"/> SIMULATOR SOLUTION	<input type="checkbox"/> COMPRESSED ETHANOL-GAS MIXTURE
STANDARD SUPPLIER	LOT #
SIMULATOR TEMP (34°C ± 0.2°C)	EXP. DATE
SIM. SN	SIM. NIST EXP DATE

CALIBRATION CHECK - (ONLY ONE STANDARD IS TO BE USED PER MAINTENANCE REPORT)

Run three tests using a standard solution. All three tests must be within ±5% of the standard value and must have a spread of .005 or less. Mark the box corresponding to the standard solution being used.

- ☐ 0.10% STANDARD - MUST READ BETWEEN 0.095% AND 0.105% INCLUSIVE
- ☐ 0.08% STANDARD - MUST READ BETWEEN 0.076% AND 0.084% INCLUSIVE
- ☐ 0.04% STANDARD - MUST READ BETWEEN 0.038% AND 0.042% INCLUSIVE

TEST 1	TEST 2	TEST 3
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INDICATE THE NUMBER OF BREATH TEST IN THE FOLLOWING RANGES SINCE THE LAST MAINTENANCE REPORT:

REFUSALS	0-.04	.05-.09	.10-.14	.15-.19	OVER .19
----------	-------	---------	---------	---------	----------

LIST ANY NEW PARTS AND DESCRIBE ANY ALTERATION OR MODIFICATION THAT WAS MADE TO RESTORE THE INSTRUMENT TO OPERATE SATISFACTORILY AND WITHIN ESTABLISHED LIMITS (USE OTHERS IF NECESSARY):

INSPECTING OFFICER

SIGNATURE	PRINTED NAME
TYPE II PERMIT NUMBER	TELEPHONE NUMBER
EXPIRATION DATE	()

RETURN COMPLETED REPORT TO THE:

Breath Alcohol Program, Missouri Department of Health and Senior Services
by mail, fax, or email.



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
STATE PUBLIC HEALTH LABORATORY
ALCO-SENSOR IV WITH PRINTER MAINTENANCE REPORT

REPORT #7

Complete this report in duplicate at the time of the regular monthly preventative maintenance check, and whenever instrument is repaired. Send copy to Department of Health and Senior Services; retain original in department file.

ALCO SENSOR IV SN	NAME OF AGENCY	DATE OF INSPECTION
LOCATION OF INSTRUMENT (STREET AND CITY)		TIME OF INSPECTION

CHECKLIST: Place a mark in the box by each item if found to be satisfactory or if operating within established limits. (Write in observed values where determined.) Unmarked items must be corrected before using instrument.

<input type="checkbox"/> DIGITAL READOUT (ALL ELEMENTS OPERATIONAL)
<input type="checkbox"/> TEMPERATURE OF ALCO SENSOR (10°C - 40°C)
<input type="checkbox"/> PRINTER WORKING PROPERLY
<input type="checkbox"/> TIME AND DATE DISPLAYING PROPERLY

BREATH ALCOHOL ACCURACY STANDARDS

<input type="checkbox"/> SIMULATOR SOLUTION	<input type="checkbox"/> COMPRESSED ETHANOL-GAS MIXTURE
<input type="checkbox"/> STANDARD SUPPLIER	LOT # EXP. DATE
<input type="checkbox"/> SIMULATOR TEMPERATURE (34°C ± 0.2°C)	SIM. SN SIM. NIST EXP DATE
<input type="checkbox"/> CALIBRATION CHECK – (ONLY ONE STANDARD IS TO BE USED PER MAINTENANCE REPORT)	
Run three tests using a standard solution. All three tests must be within ±5% of the standard value and must have a spread of .005 or less. Check the box corresponding to the standard solution being used. (PRINTOUT ATTACHED)	
<input type="checkbox"/> 0.100% STANDARD - MUST READ BETWEEN 0.095% and 0.105% INCLUSIVE	
<input type="checkbox"/> 0.080% STANDARD - MUST READ BETWEEN 0.076% and 0.084% INCLUSIVE	
<input type="checkbox"/> 0.040% STANDARD - MUST READ BETWEEN 0.038% and 0.042% INCLUSIVE	

TEST 1	TEST 2	TEST 3
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☐ RFI DETECTOR OPERATING

INDICATE THE NUMBER OF BREATH TESTS IN THE FOLLOWING RANGES SINCE THE LAST MAINTENANCE REPORT:
(DO NOT INCLUDE SELF-ADMINISTERED TESTS)

REFUSALS	(0-.04)	(.05-.09)	(.10-.14)	(.15-.19)	(OVER .19)
----------	---------	-----------	-----------	-----------	------------

List any new parts and describe any alteration or modification that was made to restore the instrument to operate satisfactorily and within established limits (use other side if necessary).

INSPECTING OFFICER

SIGNATURE	PRINT NAME
TYPE II PERMIT NUMBER/EXPIRATION DATE	TELEPHONE NUMBER

Return completed report to the: Breath Alcohol Program, MO Department of Health and Senior Services, Southeast District Office by mail, fax, or email.



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
STATE PUBLIC HEALTH LABORATORY
BREATH ALCOHOL PROGRAM

APPLICATION FOR TYPE II PERMIT FOR OPERATION OF BREATH ALCOHOL ANALYZERS



THIS APPLICATION IS FOR <input type="checkbox"/> NEW PERMIT <input type="checkbox"/> RENEWAL		CURRENT PERMIT NUMBER AND EXPIRATION DATE	
PRINT FULL NAME		TITLE	AGE
SOCIAL SECURITY NUMBER	A disclosure concerning your SSN number is available at: http://www.health.mo.gov/lab/breathalcohol/		
DEPARTMENT OR TROOP		TELEPHONE ()	
BUSINESS ADDRESS (STREET, CITY, STATE, ZIP CODE)			
E-MAIL ADDRESS			

LIST ALL ORIGINAL TRAINING COURSES FOR OPERATION OF BREATH ANALYZERS
(Also, please place a checkmark beside ALL breath analyzer(s) for which you are requesting a permit.)

DATES OF COURSE	LOCATION OF COURSE	COURSE LENGTH (HRS.)	NAME & MODEL OF BREATH ANALYZER	MULTIPLE INSTRUMENTS REQUESTED	NAME OF INSTRUCTOR
				<input type="checkbox"/>	
				<input type="checkbox"/>	
				<input type="checkbox"/>	
				<input type="checkbox"/>	

List the manufacturer and name of instruments for which you are currently performing maintenance reports on and the number of maintenance reports performed on EACH type in the last year.

MANUFACTURER AND NAME OF INSTRUMENT	NUMBER OF MAINTENANCE REPORTS	NUMBER OF SUBJECT TESTS
1.		
2.		
3.		

When adding a new instrument, you receive a new two (2) year permit. Therefore, normal renewal procedures apply for the instrument(s) on your current permit that you wish to transfer to the new permit. Disregarding these renewal procedures will result in a new permit for the new instrument only.

To renew a Type II Permit, the applicant shall have completed two (2) Maintenance Reports and shall have performed at least ten (10) tests on drinking subjects in the past year on each instrument for which renewal is requested. If these conditions are not met, or the permit has expired for more than thirty (30) days, the applicant shall perform two (2) Maintenance Reports and five (5) self-administered tests for each breath analyzer for which renewal is requested. Copies of the Maintenance Reports along with the Operational checklists and printouts for the five (5) self-administered tests shall accompany the application for renewal.

SIGNATURE OF APPLICANT	DATE
------------------------	------

RETURN COMPLETED APPLICATION TO THE: Breath Alcohol Program, Missouri Department of Health and Senior Services
1903 Northwood Drive, Suite #4
Poplar Bluff, MO 63901



STATE OF MISSOURI
DEPARTMENT OF HEALTH AND SENIOR SERVICES
BREATH ALCOHOL PROGRAM



**PERMIT
TYPE II**

is hereby authorized to instruct and supervise operators, train instructors, inspect, calibrate, perform field service and repairs, and operate the following breath analyzer(s):

for the determination of the alcoholic content of blood from a sample of expired air. Permit issued under the provisions of sections 577.001 through 577.041, RSMo.

DATE _____

DIRECTOR OF STATE PUBLIC HEALTH LABORATORY

NUMBER _____

EXPIRES _____

DIRECTOR OF DEPARTMENT OF HEALTH AND SENIOR SERVICES

MO 580-0771 (4-18)

LAR-4 (2-19)



STATE OF MISSOURI
DEPARTMENT OF HEALTH AND SENIOR SERVICES
BREATH ALCOHOL PROGRAM



**PERMIT
TYPE II**

is hereby authorized to instruct and supervise operators, train instructors, inspect, calibrate, perform field service and repairs, and operate the following breath analyzer(s):

for the determination of the alcoholic content of blood from a sample of expired air. Permit issued under the provisions of sections 577.001 through 577.041, RSMo.

DATE _____

DIRECTOR OF STATE PUBLIC HEALTH LABORATORY

NUMBER _____

EXPIRES _____

DIRECTOR OF DEPARTMENT OF HEALTH AND SENIOR SERVICES

MO 580-0771 (5-18)

LAR-4 (2-19)

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections 306.114, 306.117], 577.020, and 577.037, RSMo [Supp. 2013] 2016. This rule previously filed as 19 CSR 20-30.031. Original rule filed July 15, 1988, effective Sept. 29, 1988. For intervening history, please consult the **Code of State Regulations**. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.041 Type III Permit. The department is amending the two forms that follow the rule.

PURPOSE: This amendment updates the permit and application forms that follow the rule.

3



MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
STATE PUBLIC HEALTH LABORATORY
BREATH ALCOHOL PROGRAM

APPLICATION FOR TYPE III PERMIT FOR OPERATION OF BREATH ALCOHOL ANALYZERS

THIS APPLICATION IS FOR ☐ NEW PERMIT ☐ RENEWAL

CURRENT PERMIT NUMBER AND EXPIRATION DATE _____ EMAIL ADDRESS FOR COMPLETED PERMIT _____

PRINT FULL NAME _____ TITLE _____ AGE _____

DEPARTMENT OR TROOP _____ TELEPHONE () _____

BUSINESS ADDRESS (STREET, CITY, STATE, ZIP CODE) _____

LIST ALL ORIGINAL TRAINING COURSES FOR OPERATION OF BREATH ANALYZERS.
(Also, please be sure an ☒ is placed beside ALL breath analyzer(s) for which you are requesting a permit.)

DATES OF COURSE	LOCATION OF COURSE	COURSE LENGTH (HRS.)	NAME & MODEL OF BREATH ANALYZER	NUMBER OF SUBJECT TESTS FOR WHICH APPLICANT REQUESTS RENEWAL	NAME OF INSTRUCTOR
				<input type="checkbox"/>	
				<input type="checkbox"/>	
				<input type="checkbox"/>	

IF THIS IS AN APPLICATION FOR A NEW PERMIT, INCLUDE A COPY OF APPLICANT'S EXAM

IF THIS IS A RENEWAL APPLICATION, AND/OR YOU ARE ADDING A NEW INSTRUMENT TO YOUR CURRENT PERMIT, READ THE FOLLOWING INSTRUCTIONS AND PROVIDE THE FOLLOWING ADDITIONAL INFORMATION:

When adding a new instrument, you receive a new two (2) year permit. Therefore, normal renewal procedures apply for the instrument(s) on your current permit that you wish to transfer to the new permit. Disregarding these renewal procedures will result in a new permit for the new instrument only.

To renew a Type III Permit, the applicant shall have performed at least ten (10) tests on drinking subjects in the past year on each instrument for which renewal is requested. If this condition is not met or the permit has expired for more than thirty (30) days, the applicant shall complete a two (2) hour refresher-training course under the supervision of an individual with a valid Type II Permit. The refresher-training course shall include the performance of five (5) self-administered tests for each breath analyzer for which renewal is requested. Copies of the completed operational checklists and printouts for the self-administered tests shall accompany the renewal application.

NAME OF INSTRUMENT	NUMBER OF SUBJECT TESTS	NUMBER OF SELF-TESTS	REFRESHER TRAINING COMPLETE
1. _____			<input type="checkbox"/>
2. _____			<input type="checkbox"/>
3. _____			<input type="checkbox"/>

SIGNATURE OF APPLICANT _____ DATE _____

RECOMMENDATION OF SUPERVISOR TYPE II

I certify that _____ is qualified to operate the breath analyzer instrument(s) as requested in this application.

PRINT TYPE II APPLICANT FULL NAME _____ BUSINESS PHONE () _____

SIGNATURE OF TYPE II PERMITTEE _____ PERMIT NUMBER/EXPIRATION DATE _____

RETURN COMPLETED APPLICATION TO THE: Breath Alcohol Program, MO Department of Health and Senior Services, Southeast District Office
19C3 Northwood Drive, Suite #4, Poplar Bluff, MO 63901



STATE OF MISSOURI
DEPARTMENT OF HEALTH AND SENIOR SERVICES
BREATH ALCOHOL PROGRAM



**PERMIT
TYPE III**

_____ is hereby authorized to operate the following breath analyzer(s): _____

For the determination of the alcoholic content of blood from a sample of expired air. Permit issued under the provisions of sections 577.001 through 577.041, RSMo.

DATE _____

DIRECTOR OF STATE PUBLIC HEALTH LABORATORY

NUMBER _____

EXPIRES _____

DIRECTOR OF DEPARTMENT OF HEALTH AND SENIOR SERVICES

MO 580.170 (5-19)

Page 1 of 1



STATE OF MISSOURI
DEPARTMENT OF HEALTH AND SENIOR SERVICES
BREATH ALCOHOL PROGRAM



**PERMIT
TYPE III**

_____ is hereby authorized to operate the following breath analyzer(s): _____

For the determination of the alcoholic content of blood from a sample of expired air. Permit issued under the provisions of sections 577.001 through 577.041, RSMo.

DATE _____

DIRECTOR OF STATE PUBLIC HEALTH LABORATORY

NUMBER _____

EXPIRES _____

DIRECTOR OF DEPARTMENT OF HEALTH AND SENIOR SERVICES

MO 580.170 (5-19)

Page 1 of 1

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections 306.114, 306.117], 577.020, and 577.037, RSMo [Supp. 2011] 2016. This rule previously filed as 19 CSR 20-30.041. Original rule filed July 15, 1988, effective Sept. 29, 1988. Amended: Filed March 15, 1996, effective Aug. 30, 1996. Changed to 19 CSR 25-30.041 Jan. 1, 1995. Emergency amendment filed June 19, 1998, effective July 1, 1998, expired Feb. 25, 1999. Amended: Filed June 19, 1998, effective Jan. 30, 1999. Amended: Filed May 31, 2012, effective Dec. 30, 2012. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.050 Approved Breath Analyzers. The department is amending section (1).

PURPOSE: This amendment removes two instruments that are no longer used for evidential testing in Missouri.

(1) Approved breath analyzers are—

NAME OR ITEM	MANUFACTURER OR SUPPLIER
Alco-Sensor IV with printer [and], Intox EC/IR II, and	Intoximeters, Inc., [St. Louis, MO]
[BAC DataMaster and] Intox DMT [(formerly DataMaster DMT)]	[Intoximeters, Inc., St. Louis, MO or National Patent Analytical Systems, Inc., Mansfield, OH]
[Intoxilyzer, Model 5000 and] Intoxilyzer, Model 8000	CMI/MPH, Operations of MPD, Inc., [Owensboro, KY]

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections 306.114, 306.117], 577.020, and 577.037, RSMo [Supp. 2013] 2016. This rule was previously filed as 13 CSR 50-140.050 and 19 CSR 20-30.050. Original rule filed Oct. 1, 1965, effective Oct. 13, 1965. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500)

in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.051 Breath Analyzer Calibration and Accuracy Verification Standards. The department is amending sections (3), (4), and (6), deleting section (7), and renumbering section (8).

PURPOSE: This amendment further defines the required certification of breath alcohol simulators, the reporting of simulator certification on maintenance checks, adds a new supplier of compressed gas mixtures, and removes a reference to restrictions that only applied to instruments no longer used for evidential breath alcohol testing in Missouri.

(3) Approved suppliers of standard simulator solutions are—
(A) Alcohol Countermeasure Systems, Inc. [Aurora, CO 80010]
(B) Guth Laboratories, Inc. [Harrisburg, PA 17111-4511]
(C) RepCo Marketing, Inc. [Raleigh, NC 27604]
(D) Draeger Safety, Inc. [Durango, CO 81303-7911]

(4) Any breath alcohol simulator used in the verification or calibration of evidential breath analyzers with the standard simulator solutions referred to in sections (2) and (3) of this rule shall be certified against a National Institute of Standards and Technology (NIST) traceable reference thermometer or thermocouple between January 1, 2013, and December 31, 2013, and annually thereafter. **Proof that the simulator is in certification shall be shown by entry of the simulator serial number and expiration date of the certification period on the maintenance report required under 19 CSR 25-30.031, or by certification report as issued by the department.**

(6) Approved suppliers of standard compressed ethanol-gas mixtures are—
(A) Intoximeters, Inc. [St. Louis, MO 63114]
(B) CMI, Inc. [Owensboro, KY 42303]
(C) Draeger Safety Diagnostic, Inc. [Durango, CO 81303-7911]
(D) ILMO Products Company, Inc. [Jacksonville, IL 62651-0790]
(E) Guth Laboratories, Inc.

[(7)] Compressed ethanol-gas mixtures shall only be used to verify and calibrate evidential breath analyzers listing compressed ethanol gas mixtures as an option during the maintenance check (see 19 CSR 25-30.031).]

[(8)](7) Maintenance reports completed prior to the effective date of this rule shall be considered valid under this rule if the maintenance

report was completed in compliance with the rules in effect at the time the maintenance was conducted.

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections], 577.020, and 577.037, RSMo [Supp. 2013] 2016. Emergency rule filed Aug. 22, 1997, effective Sept. 1, 1997, expired Feb. 27, 1998. Original rule filed Aug. 25, 1997, effective Feb. 28, 1998. Emergency rescission and emergency rule filed April 17, 1998, effective May 4, 1998, expired Oct. 30, 1998. Rescinded and readopted: Filed May 1, 1998, effective Oct. 30, 1998. Amended: Filed Jan. 15, 2004, effective July 30, 2004. Amended: Filed May 31, 2012, effective Dec. 30, 2012. Amended: Filed Sept. 4, 2013, effective Feb. 28, 2014. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.060 Operating Procedures for Breath Analyzers.

The department is amending sections (9), (10), and four (4) forms that follow the rule, and deleting sections (1) and (2) and two (2) forms that follow the rule, and renumbering sections as needed.

PURPOSE: This amendment removes the references to two (2) instruments that are no longer used for evidential testing in Missouri.

[(1) When using Intoxilyzer, Model 5000, the procedures on the form included herein shall be performed and the form shall be completed (see form #5).

[(2) When using DataMaster, the procedures on the form included herein shall be performed and the form shall be completed (see form #7).]

[(3)](1) When using Alco-Sensor IV with printer, the procedures on the form included herein shall be performed and the form shall be completed (see form #8).

[(4)](2) When using Intox DMT, the procedures on the form incorporated within the instrument software shall be performed and the form shall be completed (see form #11 included herein for example).

[(5)](3) When using Intoxilyzer, Model 8000, the procedures on the form incorporated within the instrument software shall be performed and the form shall be completed (see form #12 included herein for example).

[(6)](4) When using Intox EC/IR II, the procedures on the form incorporated within the instrument software shall be performed and the form shall be completed (see form #13 included herein for example).

[(7)](5) The fifteen- (15-) minute observation of the subject, which is the second procedure on the forms in sections (1)–(6) of this rule, shall be done by a current Type II or Type III permit holder. The observation period is intended to ensure that any alcohol in a test subject's mouth has time to dissipate before a breath sample is taken so that mouth alcohol does not affect the accuracy of a test result. A fifteen- (15-) minute observation period is deemed to be sufficient for the dissipation of any mouth alcohol to a reasonable degree of scientific certainty.

[(8)](6) Results of subject tests shall be recorded on the operational checklist in a manner consistent with the breath analyzer's digital display and/or printout. For example, if the display and/or the printout reads one hundred forty-nine thousandths percent (0.149%), the result shall be recorded as one hundred forty nine thousandths percent (0.149%).

*[(9)](7) Operational Checklists and breath tests completed prior to the effective date of this rule shall be considered valid if such tests were completed in compliance with the rules in effect at the time the test was conducted. **Operational Checklists and breath tests completed within ninety (90) days after the effective date of this rule shall be considered valid if such tests were completed in compliance with the rules in effect at the time the tests were conducted or the rules in effect immediately prior to the effective date of this rule.***

*[(10)](8) When using the Alco-Sensor IV with printer, the use of the Manual button shall not be allowed to obtain a breath alcohol test result from a subject. *[Any subject breath test conducted with the Manual button prior to the effective date of this rule shall be considered valid under this rule if such tests were completed in compliance with the rules in effect at the time the test was conducted.]**

MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
BLOOD ALCOHOL TEST REPORT - ALCO-SENSOR IV
WITH PRINTER

FORM #8

SUBJECT'S NAME		DATE OF TEST	
OPERATIONAL CHECKLIST: ALCO-SENSOR IV WITH PRINTER			
ALCO-SENSOR SERIAL NO.		LOCATION OF INSTRUMENT	
TIME OBSERVATION PERIOD STARTED		TIME OF TEST	

- ☐ 1. Examination of mouth conducted. If any substance is observed or indicated to be present, the substance observed or indicated must be removed prior to starting the 15 minute observation period.
- ☐ 2. Subject observed for at least 15 minutes by _____
No smoking, oral intake or vomiting during this time; if vomiting occurs, start over with 15 minute observation period.
- ☐ 3. Make sure printer is connected to Alco-Sensor IV.
- ☐ 4. Turn printer on.
- ☐ 5. Insert mouthpiece into Alco-Sensor IV.
- ☐ 6. Observe temperature display, make sure temperature reading is between 10°C and 40°C.
- ☐ 7. When "TEST" is displayed on Alco-Sensor IV, take subject breath sample.
- ☐ 8. When "SET" is displayed on Alco-Sensor IV, press SET button.
- ☐ 9. When printer has completed printing test result, tear off tape and fill in subject and officer information.
- ☐ 10. Press red button to eject mouthpiece.
- ☐ 11. Attach printout to this report.

CERTIFICATION BY OPERATOR

BAC

As set forth in the rules promulgated by the Department of Health and Senior Services related to the determination of blood alcohol by breath analysis, I certify that:

- ☐ 1. There was no deviation from the procedure approved by the department.
- ☐ 2. To the best of my knowledge the instrument was functioning properly.
- ☐ 3. I am authorized to operate the instrument.

NAME OF OPERATOR	PERMIT NO.	EXPIRATION DATE
NAME OF OBSERVER	OBSERVER PERMIT NO.	EXPIRATION DATE
WITNESS (IF ANY)		DATE

MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
BLOOD ALCOHOL TEST REPORT - ALCO-SENSOR IV
WITH PRINTER

FORM #8

SUBJECT'S NAME		DATE OF TEST	
OPERATIONAL CHECKLIST: ALCO-SENSOR IV WITH PRINTER			
ALCO-SENSOR SERIAL NO.		LOCATION OF INSTRUMENT	
TIME OBSERVATION PERIOD STARTED		TIME OF TEST	

- ☐ 1. Examination of mouth conducted. If any substance is observed or indicated to be present, the substance observed or indicated must be removed prior to starting the 15 minute observation period.
- ☐ 2. Subject observed for at least 15 minutes by _____
No smoking, oral intake or vomiting during this time; if vomiting occurs, start over with 15 minute observation period.
- ☐ 3. Make sure printer is connected to Alco-Sensor IV.
- ☐ 4. Turn printer on.
- ☐ 5. Insert mouthpiece into Alco-Sensor IV.
- ☐ 6. Observe temperature display, make sure temperature reading is between 10°C and 40°C.
- ☐ 7. When "TEST" is displayed on Alco-Sensor IV, take subject breath sample.
- ☐ 8. When "SET" is displayed on Alco-Sensor IV, press SET button.
- ☐ 9. When printer has completed printing test result, tear off tape and fill in subject and officer information.
- ☐ 10. Press red button to eject mouthpiece.
- ☐ 11. Attach printout to this report.

CERTIFICATION BY OPERATOR

BAC

As set forth in the rules promulgated by the Department of Health and Senior Services related to the determination of blood alcohol by breath analysis, I certify that:

- ☐ 1. There was no deviation from the procedure approved by the department.
- ☐ 2. To the best of my knowledge the instrument was functioning properly.
- ☐ 3. I am authorized to operate the instrument.

NAME OF OPERATOR	PERMIT NO.	EXPIRATION DATE
NAME OF OBSERVER	OBSERVER PERMIT NO.	EXPIRATION DATE
WITNESS (IF ANY)		DATE


MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
BLOOD ALCOHOL TEST REPORT - INTOX DMT

FORM #11

LOCATION OF INSTRUMENT	INSTRUMENT SERIAL NUMBER	DATE OF TEST	TIME OBSERVATION PERIOD STARTED	TIME OF TEST
SUBJECT NAME		DATE OF BIRTH		
SUBJECT DRIVER'S LICENSE NUMBER		STATE		
ARRESTING OFFICER		ARRESTING OFFICER ID		
OPERATOR		OPERATOR PERMIT	PERMIT EXP DATE	
OBSERVER		OBSERVER PERMIT	PERMIT EXP DATE	

OPERATIONAL CHECKLIST: INTOX DMT

- ☐ 1. Examination of mouth conducted. If any substance is observed or indicated to be present, the substance observed or indicated must be removed prior to starting the 15 minute observation period.
- ☐ 2. Subject observed for at least 15 minutes by _____.
No smoking, oral intake or vomiting during this time; if vomiting occurs, start over with the 15 minute observation period.
- ☐ 3. Assure that the power switch is ON and the screen is displaying "READY <PUSH RUN>".
- ☐ 4. Press the Run button on the display screen.
- ☐ 5. Enter subject and officer information.
- ☐ 6. When display reads "Please Blow" and gives audible beep, insert mouthpiece and take the subject's breath sample.

SUBJECT TEST RESULTS

COMMENTS

CERTIFICATION BY OPERATOR

BAC

As set forth in the rules promulgated by the Department of Health and Senior Services related to the determination of blood alcohol by breath analysis, I certify that:

- ☐ 1. There was no deviation from the procedure approved by the department.
- ☐ 2. To the best of my knowledge the instrument was functioning properly.
- ☐ 3. I am authorized to operate the instrument.

SIGNATURE OF OPERATOR

DATE

WITNESSED BY

DATE



STATE OF MISSOURI
DEPARTMENT OF HEALTH AND SENIOR SERVICES
BLOOD ALCOHOL TEST REPORT – INTOXILYZER 8000

FORM #12

LOCATION OF INSTRUMENT	INSTRUMENT SERIAL NUMBER	DATE OF TEST	TIME OBSERVATION PERIOD STARTED	TIME OF TEST
SUBJECT NAME			DATE OF BIRTH	
SUBJECT DRIVER'S LICENSE NUMBER			STATE	
ARRESTING OFFICER		ARRESTING OFFICER ID		
OPERATOR	OPERATOR PERMIT	PERMIT EXPIRATION DATE		
OBSERVER	OBSERVER PERMIT	PERMIT EXPIRATION DATE		

OPERATIONAL CHECKLIST: INTOXILYZER 8000

- ☐ 1. Examination of mouth conducted. If any substance is observed or indicated to be present, the substance observed or indicated must be removed prior to starting the 15 minute observation period.
- ☐ 2. Subject observed for at least 15 minutes by _____.
No smoking, oral intake or vomiting during this time; if vomiting occurs, start over with the 15 minute observation period.
- ☐ 3. Assure that the power switch is ON and the screen is displaying "Ready Mode".
- ☐ 4. Press the START TEST button.
- ☐ 5. Enter the subject and officer information.
- ☐ 6. When display reads "Please Blow Until Tone Stops/R", insert mouthpiece and take the subject's breath sample.

SUBJECT TEST RESULTS

COMMENTS

CERTIFICATION BY OPERATOR

BAC

As set forth in the rules promulgated by the Department of Health and Senior Services related to the determination of blood alcohol by breath analysis, I certify that:

- ☐ 1. There was no deviation from the procedure approved by the department.
- ☐ 2. To the best of my knowledge the instrument was functioning properly.
- ☐ 3. I am authorized to operate the instrument.

SIGNATURE OF OPERATOR

DATE

WITNESS (IF ANY)

DATE


MISSOURI DEPARTMENT OF HEALTH AND SENIOR SERVICES
BLOOD ALCOHOL TEST REPORT - INTOX EC/IR II

FORM #13

LOCATION OF INSTRUMENT	INSTRUMENT SERIAL NUMBER	DATE OF TEST	TIME OBSERVATION PERIOD STARTED	TIME OF TEST
SUBJECT NAME		DATE OF BIRTH		
SUBJECT DRIVER'S LICENSE NUMBER		STATE		
ARRESTING OFFICER		ARRESTING OFFICER ID		
OPERATOR		OPERATOR PERMIT	PERMIT EXP DATE	
OBSERVER		OBSERVER PERMIT	PERMIT EXP DATE	

OPERATIONAL CHECKLIST: INTOX EC/IR II

- ☐ 1. Examination of mouth conducted. If any substance is observed or indicated to be present, the substance observed or indicated must be removed prior to starting the 15 minute observation period.
- ☐ 2. Subject observed for at least 15 minutes by _____.
No smoking, oral intake or vomiting during this time; if vomiting occurs, start over with the 15 minute observation period.
- ☐ 3. Assure that the power switch is ON and the screen is displaying "PRESS ENTER TO START".
- ☐ 4. Press the Enter button.
- ☐ 5. Enter subject and officer information.
- ☐ 6. When display reads "Please Blow/R", and gives audible beep, insert mouthpiece and take the subject's breath sample.

SUBJECT TEST RESULTS

COMMENTS

CERTIFICATION BY OPERATOR

BAC

As set forth in the rules promulgated by the Department of Health and Senior Services related to the determination of blood alcohol by breath analysis, I certify that:

- ☐ 1. There was no deviation from the procedure approved by the department.
- ☐ 2. To the best of my knowledge the instrument was functioning properly.
- ☐ 3. I am authorized to operate the instrument.

SIGNATURE OF OPERATOR

DATE

WITNESS NAME

DATE

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections 306.114, 306.117], 577.020, and 577.037, RSMo [Supp. 2013] 2016. This rule was previously filed as 13 CSR 50-140.060 and 19 CSR 20-30.060. Original rule filed July 11, 1979, effective Oct. 12, 1979. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED AMENDMENT

19 CSR 25-30.070 Approval of Methods for the [Determination of Blood Alcohol Content From Samples of Blood, Saliva, or Urine] Analysis of Blood, Saliva, and Urine for the Determination of Blood Alcohol Content or the Presence of Drugs. The department is amending the title, purpose, and sections (1), (2), and (3) and adding new sections (2), (3), (5), and (6), and renumbering as needed.

PURPOSE: This amendment combines two similar rules and updates the statutory references and analytical methodologies that are now applicable.

PURPOSE: This rule establishes the methods and analytical principles [by which] approved for the determination of blood alcohol content or the presence of drugs from samples of blood, urine, or saliva [are approved].

(1) Samples of blood, saliva, or urine shall be collected in accordance with the provisions of sections [577.029, and 306.111–306.119] 577.001–577.041, RSMo, and a sufficient volume of sample shall be collected to provide for duplicate testing.

(2) The laboratory in which these analyses are performed shall have a director who shall assume full responsibility for the accuracy of tests and reports.

(3) An individual shall have a valid Type I permit in order to perform analyses of blood, saliva, and urine for the presence of drugs.

[(2)](4) Methods based on the following analytical principles are approved for the determination of blood alcohol content from a sample of blood, saliva, or urine:

(A) Chromatography[ic identification and quantization of alcohols], in liquid or vapor phase;

(B) Spectrophotometry[ic or colorimetric measurement of the conversion of alcohol to acetaldehyde by alcohol-dehydrogenase; or]

(C) [The quantitative determination of the reduction of dichromate in acid solution by ethanol.] Colorimetry; or

(D) The quantitative determination of the reduction of dichromate in acid solution by ethanol.

(5) Methods based on the following analytical principles are approved for the analysis of blood, saliva, and urine for the presence of drugs:

(A) Chromatography, in liquid or vapor phase;

(B) Spectrophotometry;

(C) Spectrometry; or

(D) Immunoassay.

(6) All initial testing for the presence of drugs other than alcohol producing positive results shall be confirmed by a method employing mass spectrometry (MS).

[(3)](7) Blood, saliva, and urine tests for the determination of blood alcohol content or the presence of drugs performed prior to the effective date of this rule shall be considered valid under this rule if such tests were completed in compliance with the rules in effect at the time the test was conducted.

AUTHORITY: sections 192.006 [and 577.026, RSMo 2000, and sections 306.114, 306.117], 577.020, and 577.037, RSMo [Supp. 2011] 2016. This rule previously filed as 19 CSR 20-30.070. Emergency rule filed May 21, 1987, effective May 31, 1987 expired Sept. 28, 1987. Original rule filed May 21, 1987, effective Aug. 27, 1987. For intervening history, please consult the *Code of State Regulations*. Amended: Filed Oct. 1, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 25—Missouri State Public Health Laboratory Chapter 30—Determination of Blood Alcohol by Blood, Breath, Saliva, and Urine Analysis; and Determination for the Presence of Drugs in Blood, Saliva, and Urine

PROPOSED RESCISSION

19 CSR 25-30.080 Approval of Methods for the Analysis of Blood, Saliva, and Urine for the Presence of Drugs. This rule established the approved methods for the analysis of blood, saliva, and urine for the presence of drugs. The department is rescinding this rule.

PURPOSE: This rule is being rescinded as relevant portions of this rule have been merged with 19 CSR 25-30.070.

AUTHORITY: sections 192.006 and 577.026, RSMo 2000, and sections 306.114, 306.117, 577.020, 577.037, RSMo Supp. 2011. This rule previously filed as 19 CSR 20-30.080. Original rule filed July 15, 1988, effective Sept. 29, 1988. Changed to 19 CSR 20-30.080 Jan. 1, 1995. Emergency amendment filed May 10, 2001, effective May 22, 2001, expired Nov. 17, 2001. Amended: Filed May 10, 2001, effective Oct. 30, 2001. Amended: Filed May 31, 2012, effective Dec. 30, 2012. Rescinded: Filed Oct. 1, 2019.

PUBLIC COST: This proposed rescission will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rescission will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rescission with Bill Whitmar, Director, Missouri Department of Health and Senior Services, Missouri State Public Health Laboratory, PO Box 570, Jefferson City, MO 65102. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2165—Board of Examiners for Hearing Instrument Specialists Chapter 1—General Rules

PROPOSED AMENDMENT

20 CSR 2165-1.030 Custodian of Public Records. The board is adding new section (3), renumbering, and amending sections (1), (2), and (4)–(6).

PURPOSE: This amendment clarifies the policy in compliance with Chapter 610, RSMo, regarding the release of information on meetings, records, or vote of the Board.

(1) The Board of Examiners for Hearing Instrument Specialists[, *Division of Professional Registration, Department of Economic Development*] is a public government body as defined in Chapter 610, RSMo, and adopts the following as its written policy for compliance with that chapter. This policy is open to public inspection and implements the provisions in Chapter 610, RSMo, regarding the release of information on any meeting, record, or vote of the Board of Examiners for Hearing Instrument Specialists which is not closed under the provisions of Chapter 610, RSMo.

(2) All public records of the [office shall] board will be open for inspection and copying by any member of the general public during normal business hours (8:00 a.m. to 5:00 p.m. Monday through Friday, **excluding** holidays [excepted]), except for the records closed under section 610.021, RSMo. [All public meetings of the board not closed under that section will be open to any member of the public.]

(A) The board may charge a reasonable fee for document searches and to copy requested records. The fees charged [shall be] are as follows:

1. A fee for a document search (research) shall not exceed the actual cost of the document search [and shall be established by rule]; **and**

2. A fee for copying public records shall not exceed the actual cost of duplication [and shall be established by rule; and].

[3. All fees collected shall be remitted to the Department of Revenue for deposit in the State Treasury.]

(3) All public meetings or portions of public meetings of the board not closed under section 610.021, RSMo, will be open to any member of the public.

[(3)](4) The division establishes the executive director of the [office] board as the custodian of its records [as required by] pursuant to section 610.023, RSMo. The executive director is responsible for maintaining records and responding to requests for access to public records.

[(4)](5) Responding to Request for Access.

(A) If the custodian is uncertain whether requested access to public records is required under Chapter 610, RSMo, [they shall] the custodian will consult with [the Office of the Attorney General] legal counsel before deciding whether to deny the access. If that contact by the custodian is not practicable or is impossible the custodian may make a decision to deny access pending consultation with [the Office of the Attorney General] legal counsel and [shall] give the reason for delay to the person requesting the information within three (3) days. However, in those circumstances, the custodian shall consult with [the Office of the Attorney General] legal counsel within five (5) working days of the decision.

(B) When access is denied, the custodian will comply with the requirements in section 610.023, RSMo, concerning informing the individual requesting access to the records of the grounds for denying the request.

[(5)](6) The custodian shall maintain a file, which will [retain,] be retained for at least two (2) years, [copies] of all written requests for access to records and responses to requests. This file shall be maintained as a public record of the [office] board open for inspection by any member of the general public during regular business hours as noted in 20 CSR 2165-1.030(2).

AUTHORITY: section [346.115.1(7)] 346.125, RSMo [2000] 2016. This rule originally filed as 4 CSR 165-1.030. Original rule filed Oct. 16, 1996, effective May 30, 1997. Moved to 20 CSR 2165-1.030, effective Aug. 28, 2006. Amended: Filed June 27, 2008, effective Dec. 30, 2008. Amended: Filed Sept. 25, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2165—Board of Examiners for Hearing Instrument Specialists Chapter 2—Licensure Requirements

PROPOSED AMENDMENT

20 CSR 2165-2.020 Supervisors. The board is amending sections (1), (2), and (4)–(6).

PURPOSE: *This amendment clarifies the responsibilities of and requirements of a registered supervisor.*

(1) A licensed hearing instrument specialist may obtain a certificate of *[authority]* **registration** as a registered supervisor by completing an application from the board and paying the *[required]* fee as defined in 20 CSR 2165-1.020.

(2) A registered supervisor *[of a hearing instrument specialist in training]* must be licensed in Missouri as a hearing instrument specialist for a minimum of two (2) years.

(A) A licensed hearing instrument specialist who holds any professional license which is or has **ever** been subject to *[probation, suspension, or revocation]* **any form of discipline** may be prohibited from serving as a supervisor *[of a hearing instrument specialist in training];* and

(B) *[Within twelve (12) months of the effective date of the proposed rule, as published in the Code of State Regulations, a]* A licensed hearing instrument specialist shall *[pass the National Competency Examination (N.C.E.) administered by National Board for Certification in Hearing Instrument Sciences (NBC-HIS)]* be credentialed as a Board Certified Hearing Instrument Specialist (BC-HIS) or the American Conference of Audioprosthology (ACA) or be a licensed audiologist pursuant to Chapter 345, RSMo, and licensed as a hearing instrument specialist in order to qualify as a registered supervisor.

[1. 20 CSR 2165-2.020(2)(B) shall not apply to a licensed hearing instrument specialist licensed as an audiologist pursuant to Chapter 345, RSMo, and possessing a certificate of clinical competence or is completing the clinical fellowship year offered by the American Speech-Language-Hearing Association.

2. 20 CSR 2165-2.020(2)(B) shall not apply to a licensed hearing instrument specialist who has passed the N.C.E. administered by NBC-HIS prior to the effective date of this proposed rule.]

(4) The registered supervisor shall meet with the hearing instrument specialist in training at least once per workweek, face-to-face, to review all *[purchase agreements, audiometric evaluations, instrument orders, ear impressions, whether a purchase is made or not]* audiometric evaluations, whether a purchase is made or not, purchase agreements, instrument orders, ear impressions, and all hearing instrument fittings. The registered supervisor must affix his/her signature and license number to purchase agreements and audiometric evaluation results.

(5) Within thirty (30) days of completion of registered supervision, pursuant to 20 CSR 2165-2.010(5) the registered supervisor shall document the supervision and training on an attestation form provided by the board.

[(A) Within thirty (30) days of]

(6) **Upon** termination of registered supervision, the registered supervisor shall submit both the attestation form and temporary permit to the board~~;~~ **and] **within thirty (30) days.****

[(B) A hearing instrument specialist in training shall remain under supervision until s/he is licensed by the board.]

AUTHORITY: sections 346.075.2 and [346.115.1(7)] **346.125, RSMo [2000] 2016.** *This rule originally filed as 4 CSR 165-2.020. Emergency rule filed March 18, 1996, effective March 28, 1996, expired Sept. 23, 1996. Emergency rule filed Oct. 28, 1996, effective Nov. 7, 1996, expired May 5, 1996. Original rule filed Oct. 16, 1996, effective May 30, 1997. Moved to 20 CSR 2165-2.020, effective Aug. 28, 2006. Amended: Filed June 27, 2008, effective Dec. 30, 2008. Amended: Filed Sept. 25, 2019.*

PUBLIC COST: *This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.*

PRIVATE COST: *This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.*

NOTICE TO SUBMIT COMMENTS: *Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.*

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2165—Board of Examiners for Hearing Instrument Specialists

Chapter 2—Licensure Requirements

PROPOSED AMENDMENT

20 CSR 2165-2.030 Licensure by Examination. The board is amending sections (1)–(9).

PURPOSE: *This amendment clarifies the requirements for obtaining a hearing instrument specialist license by examination.*

[(1) Application for a Missouri hearing instrument specialist's license shall be on file in accordance with 20 CSR 2165-2.025.]

[(2)](1) Applications for the written examination shall be received by the board [no later than thirty (30) days] prior to the written examination. [Applications received or completed less than the thirty (30) days before the next examination scheduled may not be considered for examination.] Applications for the practical examination shall be received by the board at least thirty (30) days prior to the next scheduled practical examination.

[(3)](2) Applicants with special needs addressed by the Americans with Disabilities Act must notify the board office or its approved vendor at least thirty (30) days prior to the examination to ensure that reasonable accommodations are made. Notification may be forwarded in writing and mailed to the Board of Examiners for Hearing Instrument Specialists, PO Box 1335, [3605 Missouri Boulevard,] Jefferson City, MO 65102 or by calling (573) 751-0240. The [text telephone] TDD number for the hearing impaired is (800) 735-2966.

[(4)](3) [The examination may be administered by the board or its approved vendor in two (2) general parts, one (1) written and one (1) practical.] The practical examination will be [scheduled] administered at least every six (6) months. The [practical and written] written and practical examinations may be administered on different days.

[(5)](4) The written [portion] and practical portions of the examination may be administered by the board or its approved vendor utilizing a national testing service or other examination at the board's discretion.

(5) The applicant shall pass the written examination to be eligible for the practical portion of the examination. **The written examination scores shall be received by the board at least thirty (30) days**

prior to the next scheduled practical examination.

(6) *[The practical portion of the examination shall be conducted by the board or its approved vendor or its designees.]* The following procedures and requirements *[shall]* apply to the practical examination:

(A) It shall be the responsibility of the applicant to furnish all equipment needed. In order to ensure the integrity of the practical portion of the examination and that it adequately tests the applicant's abilities, the board or its approved vendor may determine what equipment an applicant is permitted to use and may prohibit the use of any particular equipment containing memory storage **or automated testing procedures**, unless it can be demonstrated and verified that the memory can be erased **or the feature deactivated**. Equipment shall be in good working order as evidenced by a receipt of annual calibration of the audiometer. Failure to have the necessary equipment will be sufficient reason to disallow the applicant the opportunity to take the practical portion of the examination and cause forfeiture of the examination fee. If the applicant wishes to take the next scheduled practical portion of the examination, the applicant must reapply and pay the *[proper]* practical examination fee; and

(B) The practical portion of the examination may be conducted at the discretion of the board or its approved vendor either using simulators or live subjects for all or part of the examination, except that all persons taking the examination on a specific date shall be tested in the same manner. *[It shall be the responsibility of the applicant to provide live subjects for examinations if requested. Live subjects shall sign a waiver of liability relieving the state of responsibility of actions taken by the applicants during the examination.]* A time limit may be imposed for any part of the practical portion of the examination provided that: 1) this time limit is established by the board or its approved vendor prior to the examination; **and** 2) *[that the time limit is reasonable; and 3)]* that it is applied uniformly.

(7) Requirements for Passing the **Written Examination**.

(A) The board **or its approved vendor** shall determine the passing score *[prior to the administration of the examination]* **according to the standards of the examination**.

[(B) The board or its approved vendor shall notify the applicant of the test results within thirty (30) days of the examination.]

[(C)](B) If the applicant fails the written portion of the examination, the applicant shall retake the entire written *[portion of the]* examination *[upon payment of the proper examination fee]*.

[(D)](8) If the applicant fails one (1) or more portions of the practical examination, the applicant shall retake the entire practical *[portion of the]* examination upon payment of the *[proper]* practical examination fee.

[(E) A passing score on the written portion of the examination or the practical portion of the examination shall be valid for a maximum of eighteen (18) months.]

[(F)](9) An applicant who fails *[either]* the *[written or]* practical *[portions of the]* examination and two (2) subsequent re-examinations shall be disqualified from retaking the examination a fourth time, until meeting with the board, presenting a written plan for passing the examination, and obtaining the board's approval for retaking the examination. In the case of a hearing instrument specialist in training, the current registered supervisor, as defined in section 346.010(15), RSMo, must be present at the meeting with the board.

AUTHORITY: sections 346.060, 346.085, 346.115[.1(7)], and 346.125, RSMo [Supp. 2013] 2016. This rule originally filed as 4 CSR 165-2.030. Emergency rule filed March 18, 1996, effective March 28, 1996, expired Sept. 23, 1996. Original rule filed Oct. 16, 1996, effective May 30, 1997. For intervening history, please consult

the Code of State Regulations. Amended: Filed Sept. 25, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2165—Board of Examiners for Hearing Instrument Specialists Chapter 2—Licensure Requirements

PROPOSED RULE

20 CSR 2165-2.035 Issuance of Temporary Courtesy License to Nonresident Military Spouse

PURPOSE: This rule states the requirements and procedures for a nonresident spouse of an active duty member of the military who is transferred to this state in the course of the member's military duty to obtain a temporary courtesy license to practice as a hearing instrument specialist for one hundred eighty (180) days.

(1) The board shall grant a temporary courtesy license to practice as a hearing instrument specialist without written examination to a "nonresident military spouse" as defined in 324.008.1, RSMo who provides proof that such applicant's qualifications meet or are at least equivalent to the requirements for initial licensure in this state and who provides the board the following:

(A) A completed application form;

(B) A non-refundable application fee, as established by the board pursuant to rule, made payable to the Board of Examiners for Hearing Instrument Specialists;

(C) Verification of spouse's active military duty;

(D) Proof that the applicant has been engaged in active practice in the state, district, or territory of the United States in which the applicant is currently licensed for at least (2) years in the five (5) years immediately preceding this application;

(E) Verification sent directly to the board from each state, district, or territory of the United States in which the applicant has ever been licensed verifying that—

1. The applicant is in good standing;

2. The applicant has not committed an act in any jurisdiction where the applicant has or had a license that would have constituted grounds for the refusal, suspension, or revocation of a license or certificate to practice; and

3. The applicant has not been disciplined by a licensing or credentialing entity in another jurisdiction and is not the subject of an unresolved complaint, review procedure or disciplinary proceeding by a licensing or credentialing entity in another jurisdiction; and

(F) Such additional information as the board may request to determine eligibility for a temporary courtesy license.

(2) Any temporary courtesy license issued pursuant to this rule shall be valid for one hundred eighty (180) days from the date of issuance

and may be extended for another one hundred eighty (180) days upon submission of a written request by the holder of the temporary courtesy license.

(3) If a nonresident military spouse seeks full licensure in this state during the time while the temporary courtesy license is valid, he or she may request full licensure by filing an application for licensure and meeting the requirements pursuant to section 346.055, RSMo. Any fees paid for a temporary courtesy license shall be credited towards the application fees due for full licensure.

AUTHORITY: sections 324.008 and 346.125, RSMo 2016. Original rule filed Sept. 25, 2019.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will cost private entities thirty-five dollars and ninety-eight cents (\$35.98) triennially for the life of the rule. It is anticipated that the costs will recur for the life of the rule, may vary with inflation, and are expected to increase at the rate projected by the Legislative Oversight Committee.

*NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the **Missouri Register**. No public hearing is scheduled.*

PRIVATE FISCAL NOTE

I. RULE NUMBER

Title 20 -Department of Commerce and Insurance

Division 2165—Board of Examiners for Hearing Instrument Specialists

Chapter 2 - Licensure Requirements

Proposed Amendment to 20 CSR 2165-2.035 Issuance of Temporary Courtesy License to Nonresident Military Spouse

II. SUMMARY OF FISCAL IMPACT

Estimate the number of entities by class which would likely be affected by the adoption of the proposed amendment:	Classification by type of the business entities which would likely be affected:	Estimated cost of compliance with the amendment by affected entities:
1	Temporary License Fee (Temporary License Fee @ \$25)	\$25
1	Verification Fee (Verification Fee @ \$10)	\$10
1	Application Postage (Postage @ \$0.98)	\$0.98
Estimated Triennial Cost of the Amendment for the Life of the Rule		\$35.98

III. WORKSHEET

See Table Above

IV. ASSUMPTIONS

1. The board anticipates that there will be very few nonresident military spouse temporary courtesy license applicants. It is estimated that the board will have approximately one applicant triennially that chooses to apply through this route. The board believes that most applicants will opt to file an application for a temporary license.
2. Most states have eliminated the verification fee, however, the \$10 amount is an average verification fee charged by the remaining states.
3. It is anticipated that the total costs will recur for the life of the rule, may vary with inflation and is expected to increase at the rate projected by the Legislative Oversight Committee.

Note: The board is statutorily obligated to enforce and administer the provisions of Chapter 340, RSMo. Pursuant to section 346.125, RSMo, the board shall by rule and regulation set the amount of fees authorized by Chapter 346, RSMo so that the revenue produced is sufficient, but not excessive, to cover the cost and expense to the board for administering the provisions of Chapter 346, RSMo.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2165—Board of Examiners for Hearing
Instrument Specialists
Chapter 2—Licensure Requirements**

PROPOSED RULE

20 CSR 2165-2.065 Renewal of Licenses for Military Members

PURPOSE: This rule sets forth the procedure for renewal of a license held by a licensee on active military duty and for discipline of a license held by a licensee on active military duty.

(1) Any individual holding a current hearing instrument specialist license that is engaged in the performance of active military duty who has their license lapse while performing such military service, may renew or reinstate such license without penalty by—

(A) Filing with the board a Notice of Active Military Duty on a form provided by the board or by written communication accepted by the board that shall be signed and dated by the licensee and shall contain the licensee's name, address, the type of license or registration, license number, and the date of active duty activation, and shall be accompanied by a copy of the licensee's active duty orders or other evidence sufficient for the board to determine the dates of active military duty; and

(B) Filing such Notice of Active Military Duty or accepted written communication with the board no later than sixty (60) days after completion of the active duty military service.

(2) Upon receipt and approval of the Notice of Active Military Duty or accepted written communication, the board shall reinstate the individual's license with no further requirements.

(3) If a licensee fails to take any required action or fails to meet any required obligation of the board while the licensee is on active military duty, the licensee shall have at least one hundred eighty (180) days after the end of his or her active military duty to take those actions or fulfill those obligations before any administrative action can be taken by the board.

(4) If the board desires to initiate disciplinary action, administrative action, or any other proceeding where the licensee is a necessary party and the licensee is on active military duty, the board shall stay such action or proceeding until at least sixty (60) days after the licensee returns from active duty.

AUTHORITY: sections 41.950, 324.008, and 346.125, RSMo 2016. Original rule filed Sept. 25, 2019.

PUBLIC COST: This proposed rule will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed rule will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed rule with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the Missouri Register. No public hearing is scheduled.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2165—Board of Examiners for Hearing
Instrument Specialists
Chapter 2—Licensure Requirements**

PROPOSED AMENDMENT

20 CSR 2165-2.070 Public Complaint Handling and Disposition Procedure. The board is amending the purpose and sections (1)–(6).

PURPOSE: This amendment clarifies the complaint procedure.

PURPOSE: This rule establishes a procedure for the receipt, handling, and disposition of public complaints by the [division] board.

(1) The office will receive and process each complaint made against any licensee or hearing instrument specialist in training *[which]* **when** a complaint alleges certain acts or practices which may constitute one (1) or more violations of the provisions of Chapter 346, RSMo. Any member of the public or the profession, or any federal, state, or local official may make and file a complaint with the department. Complaints from sources outside Missouri will be received and processed in the same manner as those originating within Missouri. No member of the board shall file a complaint with this division while they hold that office, unless the member excuses him/herself from further board deliberations or activity concerning matters alleged within that complaint. Any executive director or any staff member within the division may file a complaint pursuant to this rule in the same manner as any member of the public.

(2) Complaints should be *[mailed or delivered]* **sent** to the *[following address]* **board at:** Board of Examiners for Hearing Instrument Specialists, *[3605 Missouri Boulevard,]* P[.JO.] Box 1335, Jefferson City, MO, 65102-1335 **or** *behis@pr.mo.gov*. Complaints may be made based upon personal knowledge or upon information and belief reciting information received from other sources. *[Telephone number (573) 751-0240. TDD number (800) 735-2966.]*

(3) All complaints shall be made in writing and *[shall]* fully identify the complainant by name and address. Complaints shall be made on forms provided by the board. Oral or telephone communication will not be considered or processed as complaints. However, the person making this communication will be provided with a complaint form and requested to complete it in writing and return it to the office.

(4) Each complaint received under this rule shall be acknowledged in writing. The licensee or subject of the complaint shall be informed as to whether the complaint is being investigated. Both the licensee and the complainant shall be notified of the ultimate disposition of the complaint, excluding judicial appeals and *[shall]* be provided with copies of the ultimate disposition (if any) of the Administrative Hearing Commission and the board. The provisions of this section shall not apply to complaints filed by staff members of the board based on information and belief, acting in reliance on third-party information received by the division.

(5) Both the complaint and any information obtained as a result of the investigation shall be considered a closed record and *[shall]* not be available for inspection by the general public. However, a copy of the complaint and any attachments shall be provided to any licensee who is the subject of that complaint or their legal counsel, *[upon written request to the office]*.

(6) This rule shall not be deemed to limit the board's authority to file a complaint with the Administrative Hearing Commission charging a licensee or hearing instrument specialist in training *[of the board]*

with any actionable conduct or violation, whether or not any public complaint has been filed with the board.

AUTHORITY: section [346.115.1(7)] **346.125**, RSMo [Supp. 1996] **2016**. This rule originally filed as 4 CSR 165-2.070. Emergency rule filed Oct. 18, 1996, effective Nov. 1, 1996, expired April 29, 1997. Original rule filed Nov. 6, 1996, effective May 30, 1997. Moved to 20 CSR 2165-2.070, effective Aug. 28, 2006. Amended: Filed Sept. 25, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2165—Board of Examiners for Hearing Instrument Specialists Chapter 3—Code of Ethics

PROPOSED AMENDMENT

20 CSR 2165-3.010 General Obligations of the Licensee. The board is amending sections (3)–(5) and deleting section (7).

PURPOSE: This amendment clarifies the professional and ethical obligations of licensed hearing instrument specialist and hearing instrument specialist in training.

(3) It shall be unethical for a hearing instrument specialist in training to misrepresent or mislead, directly or by implication, prospective purchasers into the erroneous belief that the hearing instrument specialist in training is licensed as a hearing instrument specialist by the state of Missouri by—

(A) Omitting “hearing instrument specialist in training” *for its equivalent as defined in 20 CSR 2165-2.030* from business cards, advertising, or any other industry document bearing his/her name; or

(4) It shall be unethical for a registered supervisor of a hearing instrument specialist in training to—

(A) Fail to provide the *[required]* training and supervision *[according]* pursuant to 20 CSR 2165-2.010 to a hearing instrument specialist in training; or

(5) It is incompetency in the practice of selling and fitting hearing instruments if each of the following testing procedures is not used before a client is *[fitted]* fit:

(A) *[Air conduction, with masking where indicated]* **Visual otoscopy**;

(B) *[Bone conduction]* **Air conduction**, with masking where appropriate;

(C) *[Speech reception threshold and word discrimination, utilizing test equipment with a calibrated circuit; and]* **Bone conduction, with masking where appropriate**;

(D) *[Visual otoscopy.]* **Speech reception threshold, with mask-**

ing where appropriate and utilizing test equipment with a calibrated circuit;

(E) **Word discrimination, with masking where appropriate and utilizing test equipment with a calibrated circuit;**

(F) **Most Comfortable Level (MCL) or discredits, with masking where appropriate and utilizing test equipment with a calibrated circuit; and**

(G) **Uncomfortable Loudness Level (UCL) or discredits while utilizing test equipment with a calibrated circuit.**

[(7) Failure to complete or misrepresent completion of continued education requirements as required in section 346.095, RSMo (Supp. 1995) is a violation of the Code of Ethics.]

AUTHORITY: section [346.115.1(7)] **346.125**, RSMo [2000] **2016**. This rule originally filed as 4 CSR 165-3.010. Emergency rule filed Oct. 18, 1996, effective Nov. 1, 1996, expired April 29, 1997. Original rule filed Nov. 6, 1996, effective May 30, 1997. Moved to 20 CSR 2165-3.010, effective Aug. 28, 2006. Amended: Filed June 27, 2008, effective Dec. 30, 2008. Amended: Filed Sept. 25, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2165—Board of Examiners for Hearing Instrument Specialists Chapter 3—Code of Ethics

PROPOSED AMENDMENT

20 CSR 2165-3.020 Deceptive Practices. The board is amending sections (2), (5)–(6), and (9).

PURPOSE: This amendment protects the public by providing clarification of what is unfair and deceptive practices.

(2) It shall be an unfair and deceptive practice for the licensee to misrepresent—

(A) The *[brand]* **manufacturer**, model, *[grade, quality,]* quantity, *[origin, novelty,]* price, *[cost,]* terms of sale, *[use, construction, size, composition, dimension,]* type, *[design, development, visibility, durability,]* performance, fit, *[appearance, efficacy,]* benefits, *[cost of operation,]* or resistance to climatic conditions, *[physiological benefit, psychological benefit, or psychological well-being induced by any product];*

(E) The *[reparability]* **repair ability**, including the cost thereof, or the adequacy of a prospective purchaser’s own hearing instrument or ancillary equipment; and

(5) It shall be an unfair and deceptive practice, for the licensee directly or by implication to—

(A) Omit disclosure that instruments have been used, or contain

used parts. In such cases the licensee shall make full and non-deceptive disclosure of such facts in all advertising and promotional literature relating to the product, on the container, box, or package in which such product is packed or enclosed *[and, if the product has the appearance of being new, on the product itself]*. The required disclosure shall be made by both verbal and written use of such words as “used,” “secondhand,” “repaired,” or “rebuilt,” whichever most accurately describes the product involved; and

(6) It shall be an unfair or deceptive practice for the licensee to/—
(A) *R*/represent, either directly or by implication, through the use of words or expressions that any hearing instrument, device or part is hidden or cannot be seen unless such is the fact; *and*].

[(B) Represent, directly or by implication, that a hearing instrument utilizing bone conduction has certain specified features such as the absence of anything in the ear, or leading to the ear, or the like, without disclosing clearly and conspicuously that the instrument operates on the bone conduction principle and that in most cases of hearing loss this type of instrument is not suitable.]

(9) It shall be an unfair or deceptive practice and unethical conduct for the licensee to—

(A) Represent or use any seals, emblems, shields, or other insignia which represent, directly or by implication, in any manner that a hearing instrument or device has been tested, accepted, or approved by any individual, *[concern,]* organization, group, or association, unless such is the fact and unless the hearing instrument or device has been tested by such individual, *[concern,]* organization, group, or association in such manner as reasonable to insure the quality and performance of the instrument in relation to its intended usage and the fulfillment of any material claims made, implied, or intended to be supported by such representation or insignia; and

(B) Make any other false, misleading, or deceptive representation respecting any testing, acceptance, or approval of a hearing instrument or device by any individual, *[concern,]* organization, group or association.

AUTHORITY: section [346.115.1(7)] **346.125, RSMo** [(Cum. Supp. 1996)] **2016**. This rule originally filed as 4 CSR 165-3.020. Emergency rule filed Oct. 18, 1996, effective Nov. 1, 1996, expired April 29, 1997. Original rule filed Nov. 6, 1996, effective May 30, 1997. Moved to 20 CSR 2165-3.020, effective Aug. 28, 2006. Amended: Filed Sept. 25, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

amending section (1).

PURPOSE: This amendment explains the requirements and responsibilities of licensee's and how a licensee should represent him/herself to the public.

(1) *[In accordance with federal law, a]* All licensees shall clearly communicate to every purchaser, prior to the purchase, that s/he is not conducting an examination, diagnosis, or prescription by a person licensed to practice medicine in the state of Missouri, and therefore his/her opinions must not be regarded as medical opinion or advice.

AUTHORITY: section [346.115.1(7)] **346.125, RSMo** [(Cum. Supp. 1996)] **2016**. This rule originally filed as 4 CSR 165-3.030. Emergency rule filed Oct. 18, 1996, effective Nov. 1, 1996, expired April 29, 1997. Original rule filed Nov. 6, 1996, effective May 30, 1997. Moved to 20 CSR 2165-3.030, effective Aug. 28, 2006. Amended: Filed Sept. 25, 2019.

PUBLIC COST: This proposed amendment will not cost state agencies or political subdivisions more than five hundred dollars (\$500) in the aggregate.

PRIVATE COST: This proposed amendment will not cost private entities more than five hundred dollars (\$500) in the aggregate.

NOTICE TO SUBMIT COMMENTS: Anyone may file a statement in support of or in opposition to this proposed amendment with the Missouri Board of Examiners for Hearing Instrument Specialists, PO Box 1335, Jefferson City, MO 65102, by facsimile transmission to (573) 526-3856, or via email at behis@pr.mo.gov. To be considered, comments must be received within thirty (30) days after publication of this notice in the *Missouri Register*. No public hearing is scheduled.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2165—Board of Examiners for Hearing Instrument Specialists Chapter 3—Code of Ethics

PROPOSED AMENDMENT

20 CSR 2165-3.030 Medical Clearance and Waivers. The board is

This section will contain the final text of the rules proposed by agencies. The order of rulemaking is required to contain a citation to the legal authority upon which the order or rulemaking is based; reference to the date and page or pages where the notice of proposed rulemaking was published in the *Missouri Register*; an explanation of any change between the text of the rule as contained in the notice of proposed rulemaking and the text of the rule as finally adopted, together with the reason for any such change; and the full text of any section or subsection of the rule as adopted which has been changed from that contained in the notice of proposed rulemaking. The effective date of the rule shall be not less than thirty (30) days after the date of publication of the revision to the *Code of State Regulations*.

The agency is also required to make a brief summary of the general nature and extent of comments submitted in support of or opposition to the proposed rule and a concise summary of the testimony presented at the hearing, if any, held in connection with the rulemaking, together with a concise summary of the agency's findings with respect to the merits of any such testimony or comments which are opposed in whole or in part to the proposed rule. The ninety-(90-) day period during which an agency shall file its order of rulemaking for publication in the *Missouri Register* begins either: 1) after the hearing on the proposed rulemaking is held; or 2) at the end of the time for submission of comments to the agency. During this period, the agency shall file with the secretary of state the order of rulemaking, either putting the proposed rule into effect, with or without further changes, or withdrawing the proposed rule.

Title 3—DEPARTMENT OF CONSERVATION Division 10—Conservation Commission Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.434 Deer: Landowner Privileges is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 1995-1997). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 15, 2020**.

SUMMARY OF COMMENTS: The Conservation Commission received comments from sixty-three (63) individuals on the proposed amendment.

COMMENT #1: Keith Voss, Leslie; Howard Pennington, Ava; Mark Nowack, Walnut Shade; Jeff Winfrey, Lebanon; Robert Scott, Defiance; Randy Scheel, IA; Bob Barber, MT; Glennon Gildehaus, Washington; Chuck Fehlig, AR, and Steve Schicker, St. Louis, expressed general support for the proposal to establish a registry for resident and nonresident landowners.

RESPONSE: The commission thanks those individuals who voiced support for the regulation changes.

COMMENT #2: Amaryah Bennett, location unknown; Anthony Roe, Billings; Ben Proffer Jr., Millersville; Benny Sheets, Cabool; Brian Stanek, Buffalo; Dale (no last name), Barnhart; Dale Perstrophe, Barnhart; Danny Baker, Dixon; Darrel Bates, Jefferson City; Dwayne Wood, location unknown; Don Wood, Billings; Donald Morgan, location unknown; Duane Warnecke, Villa Ridge; Ed Davis, Billings; Elmo Hamburg, location unknown; Gawain Willis, Robertsville; Glenn Schiermeier, Williamsburg; Greg Roesner, Montgomery City; James Ortmeyer, Jefferson City; John Kallenbach, location unknown; Lance Looney, Elkland; Leon Haynes, Beaufort; Lisa Krieg, Freeburg; Mark Staufenbiel, Arnold; Michael Blaine, Baring; Michael White, Festus; Mikel White, Festus; Ralph Brooks, Richland; Randall Eiler Jr., Novinger; Steve Feder, Wildwood; Wayne Coltrane, Hartville; G. Chambers, Helena; Jay Allen, Arcadia; Larry Shoffner, Buckner; Jim Schmitz, Defiance; Phillip Begley, IL; Donald Hicks, Lee's Summit; Rep. Hannah Kelly, Norwood; Ray Davis, location unknown; Chris Bassett, location unknown; Thomas Dolan, LaBelle; Paul Arnote, Independence; Ryan Gilliland, California; Clyde Zelch, Rosebud; Tina Keeney, location unknown; Sharlee Lawless, Niangua; Thetis Davis, Springfield; Victor Engelage, Lohman; Kent Stanley, Bloomfield; Eugene Stoneking, Kansas City; Mitchell Thomas, Neelyville; Eric Haslag, Linn, and Ressie Thomas, location unknown, expressed general opposition to the proposal to establish a registry for resident and nonresident landowners.

RESPONSE: To the extent there were specific comments provided, the commission has addressed them below.

COMMENT #3: Anthony Roe, Billings; Dale Perstrophe, Barnhart; Darrel Bates, Jefferson City; Don Wood, Billings; Duane Warnecke, Villa Ridge; James Ortmeyer, Jefferson City; John Kallenbach, location unknown; Leon Haynes, Beaufort; Mark Staufenbiel, Arnold; Randall Eiler Jr., Novinger; Steve Feder, Wildwood; G. Chambers, Helena; Jay Allen, Arcadia; Phillip Begley, IL; Ray Davis, location unknown; Chris Bassett, location unknown; Paul Arnote, Independence; Ryan Gilliland, California; Clyde Zelch, Rosebud; Victor Engelage, Lohman; Kent Stanley, Bloomfield; Eugene Stoneking, Kansas City, and Eric Haslag, Linn, expressed general opposition to the proposal; however, additional comments pertained to proposed changes to the acreage requirement for no-cost landowner hunting privileges.

RESPONSE: These comments are addressed with others received on the order of rulemaking for 3 CSR 10-20.805 Definitions.

COMMENT #4: Ben Proffer Jr., Millersville; Brian Stanek, Buffalo; Dale (no last name), Barnhart; Danny Baker, Dixon; Donald Morgan, location unknown; Ed Davis, Billings; Mark Staufenbiel, Arnold; Jay Allen, Arcadia; Mitchell Thomas, Neelyville, and Ressie Thomas, location unknown, indicated that a registry is unnecessary as the information to verify land ownership is readily available from county assessor's offices and other sources.

RESPONSE: The department already contacts county offices during our annual compliance check. This process is cumbersome due to the lack of information on properties. Every year, the department engages in a six (6) month long process that involves three (3) different divisions to review a random ten percent (10%) of current landowners and ten percent (10%) of new landowners in our system, which includes over one hundred eighty thousand (180,000) individuals. The additional information collected through the registration process will greatly improve efficiency in confirming land ownership and will result in reduced misuse and fraud of no-cost landowner hunting privileges. No changes to the rule have been made as a result of these comments.

COMMENT #5: Amaryah Bennett, location unknown; Ben Proffer Jr., Millersville; Duane Warnecke, Villa Ridge; Ed Davis, Billings;

Elmo Hamburg, location unknown; Gawain Willis, Robertsville; Glenn Schiermeier, Williamsburg; Greg Roesner, Montgomery City; Lisa Krieg, Freeburg; Randall Eiler Jr., Novinger; Wayne Coltrane, Hartville; Larry Shoffner, Buckner; Donald Hicks, Lee's Summit; Rep. Hannah Kelly, Norwood; Clyde Zelch, Rosebud; Tina Keeney, location unknown; Sharlee Lawless, Niangua; Thetis Davis, Springfield; Eric Haslag, Linn; Mitchell Thomas, Neelyville, and Ressie Thomas, location unknown, indicated that this rule change will result in more red tape for landowners and submitting the required paperwork will make obtaining no-cost permits more difficult.

RESPONSE: The online landowner registry will automatically pull much of the landowner information (e.g., address, name, etc.) that is already in the system when the Conservation Identification Number is entered. Currently, landowners provide the county their property is in and the acreage; the additional information will be the property identification number. Some counties are different; thus, the online system will allow a variety of property identification types. Registration is only required every three (3) years or when a major change (e.g., land sale, etc.) occurs. A paper form of this application will be available for those landowners who do not have access to the internet. After registration, a landowner will simply go to a point-of-sale vendor or online to receive their no-cost landowner hunting permits. The department has gone to great lengths to ensure the landowner registry is a smooth and simple process. No changes to the rule have been made as a result of these comments.

COMMENT #6: Amaryah Bennett, location unknown; Gawain Willis, Robertsville; Ressie Thomas, location unknown, and Mitchell Thomas, Neelyville, indicated that requiring landowners to register their property every three (3) years is unreasonable and/or applications should not take sixty (60) days to process.

RESPONSE: The online landowner registry will automatically pull much of the landowner information (e.g., address, name, etc.) that is already in the system when the Conservation Identification Number is entered. Currently, landowners provide the county their property is in and the acreage; the additional information will be the property identification number. Some counties are different; thus, the online system will allow a variety of property identification types. Registration is only required every three (3) years or when a major change (e.g., land sale, etc.) occurs. A paper form of this application will be available for those landowners who do not have access to the internet. Should a landowner provide an update to their registry during the three (3) year period, their expiration date will be extended three (3) years from the date of the last update. Prior to the end of the three (3) year period, a reminder will be sent to each landowner to update their registry information prior to its expiration. Depending on the information provided on the application, the reminder will be mailed or emailed to the qualifying landowner and/or immediate household members. The department will require applications to be submitted sixty (60) days prior to deer and turkey hunting seasons to ensure all applications are processed and landowners are able to obtain their permits; however, if extenuating circumstances exist, including the purchase of property within that sixty (60) day timeframe, the department will attempt to process those applications in less time. The department has gone to great lengths to ensure the landowner registry is a smooth and simple process. No changes to the rule have been made as a result of these comments.

COMMENT #7: Mitchell Thomas, Neelyville, and Ressie Thomas, location unknown, indicated their opinion that the department cannot create a system that will address the complexities of ownership within a company or corporation with multiple partners or the complexity of a trust with multiple trustees and beneficiaries.

RESPONSE: The landowner registry will be developed according to the regulations identified in the *Wildlife Code of Missouri*. As an example, qualifying landowners whose property is owned by a corporation will submit an entry for the property owned by the corpo-

ration, separate from the property directly owned by the individual. During the submission process, a landowner will provide the county, acreage, parcel/tax/locator identification number, township/section/range, and then identify the type of landowner they are. If they identify themselves as being affiliated with a corporate entity, they will be required to provide the entity's name. The department has gone to great lengths to ensure the landowner registry is a smooth and simple process. No changes to the rule have been made as a result of these comments.

Title 3—DEPARTMENT OF CONSERVATION
Division 10—Conservation Commission
Chapter 7—Wildlife Code: Hunting: Seasons, Methods, Limits

ORDER OF RULEMAKING

By the authority vested in the Conservation Commission under sections 40 and 45 of Art. IV, Mo. Const., the commission amends a rule as follows:

3 CSR 10-7.455 Turkeys: Seasons, Methods, Limits is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 1998-1999). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 15, 2020**.

SUMMARY OF COMMENTS: The Conservation Commission received comments from eleven (11) individuals on the proposed amendment.

COMMENT: Glennon Gildehaus, Washington, expressed general support for the proposal to establish a registry for resident and non-resident landowners; however, specific comments pertained to no-cost landowner hunting privileges.

RESPONSE: The commission thanks those individuals who voiced support for the regulation changes. No changes to the rule have been made as a result of this comment.

COMMENTS: Ed Davis, Billings; Glenn Schiermeier, Williamsburg; Lance Looney, Elkland; Michael White, Festus; Mikel White, Festus; Randall Eiler Jr., Novinger; G. Chambers, Helena; Mitchell Thomas, Neelyville; Larry Shoffner, Buckner, and Jim Schmitz, Defiance, submitted comments in general opposition to the proposal to establish a registry for resident and nonresident landowners.

RESPONSE: To the extent there were specific comments provided, the commission has addressed them below.

COMMENT: G. Chambers, Helena, submitted comments in opposition to the proposal; however, specific comments pertained to proposed changes to the acreage requirement for no-cost landowner hunting privileges.

RESPONSE: These comments are addressed with others received on the order of rulemaking for 3 CSR 10-20.805 Definitions. No changes to the rule have been made as a result of these comments.

COMMENTS: Ed Davis, Billings, and Mitchell Thomas, Neelyville, indicated that a registry is unnecessary as the information to verify land ownership is readily available from county assessor's offices and other sources.

RESPONSE: The department already contacts county offices during our annual compliance check. This process is cumbersome due to the lack of information on properties. Every year, the department engages in a six (6) month long process that involves three

(3) different divisions to review a random ten percent (10%) of current landowners and ten percent (10%) of new landowners in our system, which includes over one hundred and eighty-thousand (180,000) individuals. The additional information collected through the registration process will greatly improve efficiency in confirming land ownership and will result in reduced misuse and fraud of no-cost landowner hunting privileges. No changes to the rule have been made as a result of these comments.

COMMENTS: Glenn Schiermeier, Williamsburg; Mitchell Thomas, Neelyville, and Larry Shoffner, Buckner, indicated that this rule change will result in more red tape for landowners and submitting the required paperwork will make obtaining no-cost permits more difficult.

RESPONSE: The online landowner registry will automatically pull much of the landowner information (e.g., address, name, etc.) that is already in the system when the Conservation Identification Number is entered. Currently, landowners provide the county their property is in and the acreage; the additional information will be the property identification number. Some counties are different; thus, the online system will allow a variety of property identification types. Registration is only required every three (3) years or when a major change (e.g., land sale, etc.) occurs. A paper form of this application will be available for those landowners who do not have access to the internet. After registration, a landowner will simply go to a point-of-sale vendor or online to receive their no-cost landowner hunting permits. The department has gone to great lengths to ensure the landowner registry is a smooth and simple process. No changes to the rule have been made as a result of these comments.

COMMENT: Mitchell Thomas, Neelyville, indicated that requiring landowners to register their property every three (3) years is unreasonable and/or applications should not take sixty (60) days to process.

RESPONSE: The online landowner registry will automatically pull much of the landowner information (e.g., address, name, etc.) that is already in the system when the Conservation Identification Number is entered. Currently, landowners provide the county their property is in and the acreage; the additional information will be the property identification number. Some counties are different; thus, the online system will allow a variety of property identification types. Registration is only required every three (3) years or when a major change (e.g., land sale, etc.) occurs. A paper form of this application will be available for those landowners who do not have access to the internet. Should a landowner provide an update to their registry during the three (3) year period, their expiration date will be extended three (3) years from the date of the last update. Prior to the end of the three (3) year period, a reminder will be sent to each landowner to update their registry information prior to its expiration. Depending on the information provided on the application, the reminder will be mailed or emailed to the qualifying landowner and/or immediate household members. The department will require applications to be submitted sixty (60) days prior to deer and turkey hunting seasons to ensure all applications are processed and landowners are able to obtain their permits; however, if extenuating circumstances exist, including the purchase of property within that sixty (60) day timeframe, the department will attempt to process those applications in less time. The department has gone to great lengths to ensure the landowner registry is a smooth and simple process. No changes to the rule have been made as a result of these comments.

COMMENT: Mitchell Thomas, Neelyville, indicated his opinion that the department cannot create a system that will address the complexities of ownership within a company or corporation with multiple partners or the complexity of a trust with multiple trustees and beneficiaries.

RESPONSE: The landowner registry will be developed according to the regulations identified in the *Wildlife Code of Missouri*. As an

example, qualifying landowners whose property is owned by a corporation will submit an entry for the property owned by the corporation, separate from the property directly owned by the individual. During the submission process, a landowner will provide the county, acreage, parcel/tax/locator identification number, township/section/range, and then identify the type of landowner they are. If they identify themselves as being affiliated with a corporate entity, they will be required to provide the entity's name. The department has gone to great lengths to ensure the landowner registry is a smooth and simple process. No changes to the rule have been made as a result of this comment.

Title 5—DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION

Division 20—Division of Learning Services

Chapter 400—Office of Educator Quality

ORDER OF RULEMAKING

By the authority vested in the State Board of Education under sections 161.092, 168.011, 168.071, and 168.081, RSMo 2016, and section 168.021, RSMo Supp. 2019, the board amends a rule as follows:

5 CSR 20-400.220 Application for Substitute Certificate of License to Teach is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2019 (44 MoReg 1665-1666). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

Title 11—DEPARTMENT OF PUBLIC SAFETY

Division 45—Missouri Gaming Commission

Chapter 5—Conduct of Gaming

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-5.190 Minimum Standards for Electronic Gaming Devices is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1547). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one attended the public hearing. One (1) written comment was received from Jacqueline Hunter with SG Gaming.

COMMENT: 11 CSR 45-5.190(4)(H) and (L)—SG Gaming requested confirmation that it must submit a white paper for any concepts that are new to Missouri, regardless of whether the concept has been previously used in other jurisdictions.

RESPONSE: Yes, SG Gaming's understanding of the rule is accurate. No changes were made as a result of this comment.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-5.200 Progressive Slot Machines is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1547–1550). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one commented on this proposed amendment at the public hearing, and no written comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

**11 CSR 45-5.210 Integrity of Electronic Gaming Devices
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1550–1551). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one attended the public hearing. One (1) written comment was received from Jacqueline Hunter with SG Gaming.

COMMENT: 11 CSR 45-5.210(1)(N)1.C.—SG Gaming requested confirmation that it must submit a white paper for any concepts that are new to Missouri, regardless of whether the concept has been previously used in other jurisdictions.

RESPONSE: Yes, SG Gaming’s understanding of the rule is accurate. No changes were made as a result of this comment.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 5—Conduct of Gaming**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-5.237 Shipping of Electronic Gaming Devices, Gaming Equipment, or Supplies is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1551). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one commented on this proposed amendment at the public hearing, and no written comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 8—Accounting Records and Procedures; Audits**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-8.140 Application and Verification Procedures for Granting Credit is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1551–1552). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one commented on this proposed amendment at the public hearing, and no written comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 9—Internal Control System**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-9.105 Minimum Internal Control Standards (MICS)—Chapter E is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1552). No changes have been made to the text of the proposed revisions of the *Minimum Internal Control Standards* (MICS) as incorporated by reference in Chapter E. No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one attended the public hearing. Two (2) written comments were received from Jacqueline Hunter with SG Gaming.

COMMENT #1: E §4.01—SG Gaming requested confirmation that the only thing affected by this change is that games with video reels and video poker will no longer be subject to the top award test. RESPONSE: SG Gaming is correct. No changes were made as a result of this comment.

COMMENT #2: E §11.05—SG Gaming did not express any concerns, but did propose two (2) samples of alternate language which they suggested might provide clarity and potential flexibility for the Missouri Gaming Commission. The first suggestion allowed slot machines to be linked that did not have the same chance of winning a shared prize if it was disclosed to the player. The second suggestion altered the rule from being within 0.005% of the expected value to being within 0.005% of the reset Return To Player (RTP) and added an additional criteria option.

RESPONSE: Staff noted concerns that SG Gaming's first proposal could result in players not having the same chance of winning a shared prize as long as it was disclosed. Staff was concerned that SG Gaming's second proposal expanded the scope of the rule and created additional burdens on the Missouri casinos. No changes were made as a result of this comment.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 12—Liquor Control**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

**11 CSR 45-12.020 Excursion Liquor License and Definitions
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1552). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one commented on this proposed amendment at the public hearing, and no written comments were received.

**Title 11—DEPARTMENT OF PUBLIC SAFETY
Division 45—Missouri Gaming Commission
Chapter 12—Liquor Control**

ORDER OF RULEMAKING

By the authority vested in the Missouri Gaming Commission under section 313.805, RSMo 2016, the commission amends a rule as follows:

11 CSR 45-12.080 Hours of Operation is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 3, 2019 (44 MoReg 1552–1553). No changes have been made to the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: A public hearing was held on this proposed amendment on July 2, 2019. No one commented on this proposed amendment at the public hearing, and no written comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2120—State Board of Embalmers and
Funeral Directors**

Chapter 1—Organization and Description of Board

ORDER OF RULEMAKING

By the authority vested in the State Board of Embalmers and Funeral Directors under section 333.111, RSMo 2016, the board amends a rule as follows:

20 CSR 2120-1.010 General Organization is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2014-2015). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2120—State Board of Embalmers and Funeral
Directors**

Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the State Board of Embalmers and Funeral Directors under section 333.111, RSMo 2016, the board amends a rule as follows:

20 CSR 2120-2.080 Written Statement of Charges is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2015). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2120—State Board of Embalmers and Funeral
Directors**

Chapter 2—General Rules

ORDER OF RULEMAKING

By the authority vested in the State Board of Embalmers and Funeral Directors under section 333.111, RSMo 2016, the board amends a rule as follows:

**20 CSR 2120-2.090 Preparation Rooms/Embalming Room
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2015-2016). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2120—State Board of Embalmers and Funeral
Directors
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Embalmers and Funeral Directors under section 333.111, RSMo 2016, the board amends a rule as follows:

20 CSR 2120-2.120 Public Records is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2016-2017). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2120—State Board of Embalmers and Funeral
Directors
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Embalmers and Funeral Directors under section 333.111, RSMo 2016, the board amends a rule as follows:

**20 CSR 2120-2.130 Final Disposition as Defined in Chapter 193
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2017). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2120—State Board of Embalmers and Funeral
Directors
Chapter 3—Preneed**

ORDER OF RULEMAKING

By the authority vested in the State Board of Embalmers and Funeral

Directors under section 333.111, RSMo 2016, the board amends a rule as follows:

**20 CSR 2120-3.030 Notification of Intent to Sell Assets or Cease
Doing Business (Seller or Provider) is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2017-2018). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2220—State Board of Pharmacy
Chapter 2—General Rules**

ORDER OF RULEMAKING

By the authority vested in the State Board of Pharmacy under section 338.280, RSMo 2016, and section 338.140, RSMo Supp. 2019, the board amends a rule as follows:

20 CSR 2220-2.180 is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on June 17, 2019 (44 MoReg 1729-1730). Those sections with changes are reprinted here. This proposed amendment becomes effective thirty (30) days after publication in the *Code of State Regulations*.

SUMMARY OF COMMENTS: The board received one (1) comment on the proposed amendment.

COMMENT: The Missouri Press Association submitted a comment suggesting the board amend section (5) of the rule to provide written requests for public records and responses to the requests must be maintained by the board's custodian of record for two (2) years.

RESPONSE AND EXPLANATION OF CHANGE: The rule amendment was proposed in compliance with Executive Order 17-03 which required state agencies to review rules to eliminate unnecessary or duplicative regulatory language. The board is required to maintain a public records retention schedule that is regularly reviewed in accordance with state law. Accordingly, the board proposed deleting section (5) as unnecessary in light of the publicly available retention schedule. However, the board is modifying the proposed amendment as requested to ensure public awareness of the board's retention policies.

20 CSR 2220-2.180 Public Records

(4) Written requests for access to records and responses to the requests will be maintained by the board as a public record for two (2) years. Such records will be open for inspection by any member of the general public during regular business hours, as required by state law.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE**

**Division 2245—Real Estate Appraisers
Chapter 1—Organization and Description of Commission**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission

under section 339.517, RSMo 2016, the commission amends a rule as follows:

20 CSR 2245-1.010 General Organization is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2018). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 1, 2020**.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2245—Real Estate Appraisers
Chapter 3—Applications for Certification and Licensure**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under section 339.517, RSMo 2016, the commission amends a rule as follows:

**20 CSR 2245-3.005 Trainee Real Estate Appraiser Registration
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2018-2019). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 1, 2020**.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2245—Real Estate Appraisers
Chapter 3—Applications for Certification and Licensure**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under section 339.517, RSMo 2016, the commission amends a rule as follows:

**20 CSR 2245-3.010 Applications for Certification and Licensure
is amended.**

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2019). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 1, 2020**.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2245—Real Estate Appraisers
Chapter 6—Educational Requirements**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission

under section 339.517, RSMo 2016, the commission amends a rule as follows:

20 CSR 2245-6.040 Case Study Courses is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2019-2020). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 1, 2020**.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2245—Real Estate Appraisers
Chapter 8—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under section 339.517, RSMo 2016, the commission amends a rule as follows:

20 CSR 2245-8.010 Requirements is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2020). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 1, 2020**.

SUMMARY OF COMMENTS: No comments were received.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE
Division 2245—Real Estate Appraisers
Chapter 8—Continuing Education**

ORDER OF RULEMAKING

By the authority vested in the Real Estate Appraisers Commission under section 339.517, RSMo 2016, the commission amends a rule as follows:

20 CSR 2245-8.030 Instructor Approval is amended.

A notice of proposed rulemaking containing the text of the proposed amendment was published in the *Missouri Register* on July 15, 2019 (44 MoReg 2020). No changes have been made in the text of the proposed amendment, so it is not reprinted here. This proposed amendment becomes effective **January 1, 2020**.

SUMMARY OF COMMENTS: No comments were received.

This section may contain notice of hearings, correction notices, public information notices, rule action notices, statements of actual costs, and other items required to be published in the *Missouri Register* by law.

Title 19—DEPARTMENT OF HEALTH AND SENIOR SERVICES

Division 60—Missouri Health Facilities Review Committee

Chapter 50—Certificate of Need Program

NOTIFICATION OF REVIEW: APPLICATION REVIEW SCHEDULE

The Missouri Health Facilities Review Committee has initiated review of the CON applications listed below. A decision is tentatively scheduled for November 21, 2019. These applications are available for public inspection at the address shown below.

Date Filed

Project Number: Project Name
City (County)
Cost, Description

9/26/2019

#5725 RT: The Hopedale Assisted Living
Ozark (Christian County)
\$0, Replace 2 ALF beds

10/08/2019

#5726 RT: Foxberry Terrace
Webb City (Jasper County)
\$2,641,000, Renovate/Modernize existing 46-bed ALF

10/10/2019

#5729 HT: North Kansas City Hospital
North Kansas City (Clay County)
\$1,622,494, Replace Cardiac Catheterization Lab

Any person wishing to request a public hearing for the purpose of commenting on these applications must submit a written request to this effect, which must be received by November 10, 2019. All written requests and comments should be sent to—

Chairman
Missouri Health Facilities Review Committee
c/o Certificate of Need Program
3418 Knipp Drive, Suite F
PO Box 570
Jefferson City, MO 65102
For additional information contact Alison Dorge at
alison.dorge@health.mo.gov.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2070—State Board of Chiropractic Examiners

NON-SUBSTANTIVE CHANGE REQUEST

The State Board of Chiropractic Examiners requests that the secretary of state make a non-substantive change to the following division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial

Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for chapters 3 and 4 falling under Division 2070.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2145—Missouri Board of Geologist Registration

NON-SUBSTANTIVE CHANGE REQUEST

The Missouri Board of Geologist Registration requests that the secretary of state make a non-substantive change to the following division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for chapters 1, 3, and 4 falling under Division 2145.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2193—Interior Design Council

NON-SUBSTANTIVE CHANGE REQUEST

The Interior Design Council requests that the secretary of state make a non-substantive change to the following division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for all chapters falling under Division 2193.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

Title 20—DEPARTMENT OF COMMERCE AND INSURANCE

Division 2205—Missouri Board of Occupational Therapy

NON-SUBSTANTIVE CHANGE REQUEST

The Missouri Board of Occupational Therapy requests that the secretary of state make a non-substantive change to the following division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for chapters 1, 2, 3, 4, and 6 falling under Division 2205.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE****Division 2232—Missouri State Committee of Interpreters****NON-SUBSTANTIVE CHANGE REQUEST**

The Missouri State Committee of Interpreters requests that the secretary of state make a non-substantive change to the following division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for chapters 1 and 2 falling under Division 2232.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE****Division 2245—Real Estate Appraisers****NON-SUBSTANTIVE CHANGE REQUEST**

The Real Estate Appraisers Commission requests that the secretary of state make a non-substantive change to the following division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for chapters 2, 4, 5, 7, 9, and 10 falling under Division 2245.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE****Division 2263—State Committee for Social Workers****NON-SUBSTANTIVE CHANGE REQUEST**

The State Committee for Social Workers requests that the secretary of state make a non-substantive change to the following division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for chapter 1 falling under Division 2263.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

**Title 20—DEPARTMENT OF COMMERCE AND
INSURANCE****Division 2267—Office of Tattooing, Body Piercing, and
Branding****NON-SUBSTANTIVE CHANGE REQUEST**

The Office of Tattooing, Body Piercing, and Branding requests that the secretary of state make a non-substantive change to the following

division and subsequent chapters in accordance with the provisions of section 536.032, RSMo. Pursuant to Executive Order 19-02 the department name was changed from the Department of Insurance, Financial Institutions and Professional Registration to the Department of Commerce and Insurance. The title should be changed to Department of Commerce and Insurance for chapter 6 falling under Division 2267.

This change will appear in the November 30, 2019 update to the *Code of State Regulations*.

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Missouri Department of Revenue

EI0130

Taxation Division

Show Secretary of State Cover: Yes

Construction Transient Employer Listing

The following is a list of all construction contractors performing work on construction projects in Missouri who are known by the Department of Revenue to be transient employers pursuant to Section 285.230, RSMo. This list is provided as a guideline to assist public bodies with their responsibilities under this section that states, "any county, city, town, village or any other political subdivision which requires a building permit for a person to perform certain construction projects shall require a transient employer to show proof that the employer has been issued a tax clearance and has filed a financial assurance instrument as required by Section 285.230 before such entity issues a building permit to the transient employer."

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
2 POINT CONSTRUCTION CO LLC	7252 W FRONTAGE RD		SHAWNEE	KS	66203-4638
4MC CORPORATION	8040 JORDAN RD		OAKLEY	IL	62501-6999
A & B PROCESS SYSTEMS CORP	212700 STAINLESS AVE		STRATFORD	WI	54484-4324
A & K CONSTRUCTION SERVICES INC	100 CALLOWAY CT		PADUCAH	KY	42001-9035
A AND M ENGINEERING AND ENVIRONMENTAL SERVICES INC	10010 E 16TH ST		TULSA	OK	74128-4611
A EPSTEIN & SONS INTERNATIONAL INC	600 W FULTON ST STE 800		CHICAGO	IL	60661-1254
A I INTERNATIONAL INC	8055A NATIONAL TPKE		LOUISVILLE	KY	40214-5201
A ROCK CONSTRUCTION COMPANY	316 IONE ST		GREENWOOD	MS	38930-3712
A+ COMMUNICATIONS & SECURITY LLC	5609 NE 22ND ST		DES MOINES	IA	50313-2531
A2Z SIGNS AND MORE LLC	PO BOX 884		PARAGOULD	AR	72451-0884
ABSOLUTE CONSTRUCTION INC	954 KENNEDY AVE		SCHERERVILLE	IN	46375-7100
ABSOLUTE ROOFSEAL LLC	1143 S HIGHWAY 30		BLAIR	NE	68008-2325

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Missouri Department of Revenue

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Taxation Division

Show Secretary of State Cover: Yes

Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
ACADEMY ROOFING & SHEET METAL OF THE MIDWEST INC	6361 NE 14TH ST		DES MOINES	IA	50313-1212
ACCESS RIGGING LLC	514 ANCLOTE RD		TARPON SPGS	FL	34689-6701
ACCESSIBILITY REMODELING LLC	3112 MERRIAM LN		KANSAS CITY	KS	66106-4616
ACE AIR CONDITIONING INC	2985 ENTERPRISE RD STE A		DEBARY	FL	32713-2710
ACE SIGN COMPANY	2540 S 1ST ST		SPRINGFIELD	IL	62704-4700
ACE/AVANT CONCRETE CONSTRUCTION CO INC	PO BOX 14006		ARCHDALE	NC	27263-7006
ACRONYM MEDIA INC	350 5TH AVE STE 6500		NEW YORK	NY	10118-6500
ADVANCE ELECTRIC INC	353 N INDIANA AVE		WICHITA	KS	67214-4034
ADVANCED EROSION SOLUTIONS LLC	15257 S KEELER ST		OLATHE	KS	66062-2714
ADVANTAGE BLASTING & DEMOLITION LLC	2900 S NOAH DR		SAXONBURG	PA	16056-9728
AE MFG INC	6468 N YALE AVE		TULSA	OK	74117-2411
AES MECHANICAL SERVICES GROUP INC	PO BOX 780115		TALLASSEE	AL	36078-0014
AG PROPERTY SOLUTIONS	PO BOX 96		EMMETSBURG	IA	50536-0096
AH BECK FOUNDATION CO INC	5123 BLANCO RD		SAN ANTONIO	TX	78216-7098
AHRS CONSTRUCTION INC	533 RAILROAD ST		BERN	KS	66408-8006
AIR-CURE INCORPORATED	8501 EVERGREEN BLVD NW		MINNEAPOLIS	MN	55433-6035
ALBERTINE COMPANY LLC	2176 WEST ST STE 207		GERMANTOWN	TN	38138-3859
ALL AMERICAN SCAFFOLD LLC	51 WASHINGTON AVE		DES MOINES	IA	50314-3642

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Missouri Department of Revenue

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Taxation Division

Show Secretary of State Cover: Yes

Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
ALL AMERICAN TRACK INC	PO BOX 186		ASH FORK	AZ	86320-0186
ALL PURPOSE ERECTORS INC	1112 STARLIFTER DR		LEBANON	IL	62254-2724
ALL SERVICE CONTRACTING CORP	2024 E DAMON AVE		DECATUR	IL	62526-4749
ALL STAR ELECTRIC NA LLC	PO BOX 450879		GROVE	OK	74345-0879
ALLEGHENY CONSTRUCTION SPECIALTIES LLC	PO BOX 493		LAWRENCE	PA	15055-0493
ALLENTECH INC	6350 HEDGEWOOD DR UNIT 100		ALLENTOWN	PA	18106-9257
ALLIANCE GLAZING TECHNOLOGIES, INC.	646 FORESTWOOD DR		ROMEOVILLE	IL	60446-1378
ALLIANCE RETAIL CONSTRUCTION INC	6000 CLARK CENTER AVE		SARASOTA	FL	34238-2716
ALLIED CORROSION INDUSTRIES INC	1550 COBB INDUSTRIAL DR		MARIETTA	GA	30066-6625
ALSTON CONSTRUCTION COMPANY INC	8775 FOLSOM BLVD STE 201		SACRAMENTO	CA	95826-3725
AMC INSPECTION & LOCATORS	PO BOX 592		BEEBE	AR	72012-0592
AMERICAN BRIDGE COMPANY	1000 AMERICAN BRIDGE WAY		CORAOPOLIS	PA	15108-1266
AMERICAN COATINGS INC	612 W IRIS DR		NASHVILLE	TN	37204-3121
AMERICAN GLASS INC	4600 W 21ST ST		TULSA	OK	74107-3455
AMERICAN HYDRO CORPORATION	PO BOX 3628		YORK	PA	17402-0136
AMERICAN LIFT & SIGN SERVICE COMPANY	6958 N 97TH CIR		OMAHA	NE	68122-1060

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Show Secretary of State Cover: Yes

Missouri Department of Revenue

Taxation Division

Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
AMERICAN PRESERVATION BUILDERS LLC	8111 ROCKSIDE RD STE 101		CLEVELAND	OH	44125-6130
AMERICAN REMODELING CONTRACTORS INC	776 N WEST ST		WICHITA	KS	67203-1235
AMERICAN ROOFING	2500 S 2ND ST		LEAVENWORTH	KS	66048-4542
AMERICAN SEALANTS INC	2483 RIVERSIDE PKWY		GRAND JCT	CO	81505-1319
AMES CONSTRUCTION INC	14420 COUNTY ROAD 5		BURNSVILLE	MN	55306-6997
ANCHOR SIGN INC	PO BOX 22737		CHARLESTON	SC	29413-2737
ANDRITZ HYDRO CORP.	10735 DAVID TAYLOR DR STE 500		CHARLOTTE	NC	28262-1289
ANTEX ROOFING COMPANY INC	1360 HUGH RD		HOUSTON	TX	77067-1598
ANTIGO CONSTRUCTION INC	PO BOX 12		ANTIGO	WI	54409-0012
AOI CORPORATION	8801 S 137TH CIR		OMAHA	NE	68138-3455
AP PROFESSIONALS OF PHOENIX LLC	350 LINDEN OAKS		ROCHESTER	NY	14625-2807
APACHE INDUSTRIAL UNITED INC	250 ASSAY ST STE 500		HOUSTON	TX	77044-3507
APPLE ELECTRIC INTEGRATED SOLUTIONS INC	PO BOX 998		LOUISBURG	KS	66053-0998
APPLIED POLYMERIC INC	131 SAINT JAMES WAY		MOUNT AIRY	NC	27030-6068
AQUATIC GLAZING INTERNATIONAL, LLC	2925 N LAMB BLVD		LAS VEGAS	NV	89115-4450
ARACREBS1 LLC	PO BOX 1670		SPRINGDALE	AR	72765-1670
ARBOR CONSTRUCTION PERSONNEL INC	3500 E ELLSWORTH RD		ANN ARBOR	MI	48108-2028

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Missouri Department of Revenue

Taxation Division

Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
ARCHER WESTERN CONTRACTORS LLC	PAYROLL 929 W ADAMS ST		CHICAGO	IL	60607
ARCHON CONSTRUCTION CO., INC.	563 S ROUTE 53		ADDISON	IL	60101-4236
ARCHWALL LLC	PO BOX 38		STRAWBERRY PT	IA	52076-0038
ARCO DESIGN BUILD MIDWEST INC	900 N ROCK HILL RD		SAINT LOUIS	MO	63119-1315
ARDENT SERVICES	170 NEW CAMELLIA BLVD		COVINGTON	LA	70433-7819
ARISTEO CONSTRUCTION COMPANY	12811 FARMINGTON RD		LIVONIA	MI	48150-1607
ARLINGTON CONSTRUCTION INC	519 E 11TH AVE		COLUMBUS	OH	43211-2603
ARNDT ENTERPRISES INC	2579 195TH ST		DE WITT	IA	52742-9114
ARVOS LJUNGSTROM LLC	3020 TRUAX RD		WELLSVILLE	NY	14895-9531
ASA CARLTON INC	5224 PALMERO CT # 1		BUFORD	GA	30518-5868
ASPEN DESIGN INC	9645 LINCOLNWAY LN STE 201		FRANKFORT	IL	60423-1884
ASPHALT STONE COMPANY	PO BOX 1060		JACKSONVILLE	IL	62651-1060
ASSOCIATED FIRE PROTECTION	4905 S 97TH ST		OMAHA	NE	68127-2202
ATLANTIC FIXTURE INSTALLATIONS INC	1615 ROBIN CIR STE H		FOREST HILL	MD	21050-3058
ATLANTIC TRACK RUNWAY SERVICES LLC	2903 ARKANSAS BLVD		TEXARKANA	AR	71854-2535
ATLAS TRENCHLESS LLC	PO BOX 488		ROCKVILLE	MN	56369-0488
ATWELL LLC	2 TOWNE SQ STE 700		SOUTHFIELD	MI	48076-3737
ATWOOD ELECTRIC INC	PO BOX 311		SIGOURNEY	IA	52591-0311

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Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
AXIOS INDUSTRIAL MAINTENANCE CONTRACTORS INC	10077 GROGANS MILL RD STE 450		SPRING	TX	77380-1030
AYARS & AYARS INC	2436 N 48TH ST		LINCOLN	NE	68504-3627
B & M WEST CONSTRUCTION OF TEXAS LP	2571 HWY 60		BARTOW	FL	33830-8872
B & S STEEL CO., LLC	1604 S AVE		MORNING SUN	IA	52640-9698
B + T GROUP HOLDINGS INC	1717 S BOULDER AVE STE 300		TULSA	OK	74119-4843
B D WELCH CONSTRUCTION LLC	120 INDUSTRIAL STATION RD		STEELE	AL	35987-0017
B&E ELECTRICAL INC	1843 ROYLE RD		SUMMERVILLE	SC	29486-1779
BACON FARMER WORKMAN ENGINEERING & TESTING INC	500 S 17TH ST		PADUCAH	KY	42003-2819
BAILEY CONSTRUCTION AND CONSULTING LLC	2200 N RODNEY PARHAM RD STE 206		LITTLE ROCK	AR	72212-4155
BAJA CONSTRUCTION CO INC	223 FOSTER ST		MARTINEZ	CA	94553-1029
BAKER INDUSTRIAL SUPPLY LLC	PO BOX 527		FULSHEAR	TX	77441-0527
BANKS HOLDINGS LLC	9111 W 131ST PL		OVERLAND PARK	KS	66213-4602
BARLOVENTO LLC	431 TECHNOLOGY DR		DOTHAN	AL	36303-1247
BARRIER TECHNOLOGIES LLC	8245 NIEMAN RD		LENEXA	KS	66214-1508
BARTON ELECTRIC CONTRACTING INC	247 STATE ROUTE 160		TRENTON	IL	62293-4667
BASLER ELECTRIC COMPANY	12570 STATE ROUTE 143		HIGHLAND	IL	62249-1074

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Taxation Division

Show Secretary of State Cover: Yes

Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
BAUER DESIGN BUILD LLC	14030 21ST AVE N		PLYMOUTH	MN	55447-4686
BAY INSULATION CONTRACTING INC	PO BOX 9229		GREEN BAY	WI	54308-9229
BAZIN SAWING & DRILLING LLC	30790 SWITZER RD		LOUISBURG	KS	66053-5903
BEL O COOLING & HEATING INC	90 WHITEHALL DR		O FALLON	IL	62269-2670
BERBERICH TRAHAN & CO PA	3630 SW BURLINGAME RD		TOPEKA	KS	66611-2092
BERG PAINTING LLC	118 PEAVEY CIR		CHASKA	MN	55318-2347
BEST BUILDERS OF ILLINOIS	717 N CLINTON ST		LITCHFIELD	IL	62056-1024
BETHALTO GLASS INC	PO BOX 186		BETHALTO	IL	62010-0186
BETTIS ASPHALT & CONSTRUCTION INC	PO BOX 1694		TOPEKA	KS	66601-1694
BIERMAN CONTRACTING INC	PO BOX 1887		COLUMBUS	NE	68602-1887
BIGGE CRANE AND RIGGING CO	10700 BIGGE ST		SAN LEANDRO	CA	94577-1032
BIRDAIR INC	65 LAWRENCE BELL DR STE 100		AMHERST	NY	14221-7094
BKM CONSTRUCTION LLC	501 S 5TH ST		LEAVENWORTH	KS	66048-2610
BLAHNIK CONSTRUCTION COMPANY	150 50TH AVENUE DR SW		CEDAR RAPIDS	IA	52404-5038
BLANKENSHIP CONSTRUCTION CO	1824 IL ROUTE 140		MULBERRY GRV	IL	62262-3303
BLATTNER ENERGY, INC.	392 COUNTY ROAD 50		AVON	MN	56310-8684
BLD SERVICES LLC	2424 TYLER ST		KENNER	LA	70062-4845
BLUE SKY CONSTRUCTION OF IDAHO LLC	2365 E COLUMBIA RD		MERIDIAN	ID	83642-7211

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Taxation Division

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Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
BLUESTONE LLC	220 N SMITH ST STE 420		PALATINE	IL	60067-2477
BLUEWATER CONSTRUCTORS INC	PO BOX 55482		HOUSTON	TX	77255-5482
BLUSKY RESTORATION CONTRACTORS LLC	9767 E EASTER AVE		CENTENNIAL	CO	80112-3747
BOB BERGKAMP CONSTRUCTION CO INC	3709 S WEST ST		WICHITA	KS	67217-3898
BOB FLORENCE CONTRACTOR INC	PO BOX 5258		TOPEKA	KS	66605-0258
BOB MYER BUILDERS INC	147 NW NORTH SHORE DR		LAKE WAUKOMIS	MO	64151-1459
BODINE ELECTRIC OF DECATUR	PO BOX 976		DECATUR	IL	62525-1810
BORTON CONSTRUCTION INC	2 COPELAND AVE STE 201		LA CROSSE	WI	54603-3419
BORTON LC	PO BOX 2108		HUTCHINSON	KS	67504-2108
BOUMA CONSTRUCTION INC	4101 ROGER B CHAFFEE MEM DR SE		GRAND RAPIDS	MI	49548-3443
BOWLIN COMMUNICATIONS LLC	12200 CHANDLER DR		WALTON	KY	41094-9674
BRADSHAW CONSTRUCTION CORPORATION MARYLAND	175 W LIBERTY RD		ELDERSBURG	MD	21784-9381
BRANCH BUILDING GROUP LLC	813 COLUMBIA AVE STE B		FRANKLIN	TN	37064-8222
BRAYMAN CONSTRUCTION CORPORATION	1000 JOHN ROEBLING WAY		SAXONBURG	PA	16056-9778
BRENT ELECTRIC CO INC	5840 S MEMORIAL DR STE 214		TULSA	OK	74145-9081
BRETT FRITZEL BUILDERS INC	2201 MALLARD CIR		EUDORA	KS	66025-2101

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BREWSTER COMPANIES INC	6321 E MAIN ST		MARYVILLE	IL	62062-2014
BRINK CONSTRUCTORS INC	2950 N PLAZA DR		RAPID CITY	SD	57702-9323
BRITT AASEBY CONSTRUCTION INC	3025 HARBOR LN N STE 410		PLYMOUTH	MN	55447-5142
BROOKS DIRECTIONAL DRILLING LLC	24531 102ND DR		BURDEN	KS	67019-9202
BROOKS ELECTRICAL	1107 N 1712 RD		LAWRENCE	KS	66049-9714
BROWN & ROOT INDUSTRIAL SERVICES LLC	601 JEFFERSON ST		HOUSTON	TX	77002-7900
BROWN CHURCH CONSTRUCTION INC	1616 30TH AVE		KEARNEY	NE	68845-1509
BROWN TANK LLC	6995 55TH ST N STE A		SAINT PAUL	MN	55128-1726
BRUCE DAVIS CONSTRUCTION LLC	PO BOX 1924		EMPORIA	KS	66801-1924
BRUCE TRUCKING AND EXCAVATING INC	4401 STATE ROUTE 162		GRANITE CITY	IL	62040-6412
BRUNAUGH CONSTRUCTION AND DESIGN LLC	PO BOX 394		ALTON	IL	62002-0394
BRYAN-OHLMEIER CONST INC	911 N PEARL ST		PAOLA	KS	66071-1139
BUEHNER CONSTRUCTION INC	3158 S MAIN ST		SALT LAKE CTY	UT	84115-3750
BUFFALO GAP INSTRUMENTATION & ELECTRICAL COMPANY I	2532 AYMOND ST		EUNICE	LA	70535-6843
BUILDERS ELECTRIC LLC	47174 258TH ST		SIOUX FALLS	SD	57107-6433
BUILDING CRAFTS INC	2 ROSEWOOD DR		WILDER	KY	41076-9007
BUILT TECH SERVICES, LLC	1834 WALDEN OFFICE SQ STE 350		SCHAUMBURG	IL	60173-4296

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BULLEY & ANDREWS MASONRY RESTORATION LLC	1755 W ARMITAGE AVE		CHICAGO	IL	60622-1189
BUSH TURF INC	6800 78TH AVE W		MILAN	IL	61264-4146
BUTT CONSTRUCTION COMPANY INCORPORATED	3858 GERMANY LN		DAYTON	OH	45431-1607
BYUS CONSTRUCTION INC	16602 CRAWFORD AVE		MARKHAM	IL	60428-5378
CACHE VALLEY ELECTRIC COMPANY	875 N 1000 W		LOGAN	UT	84321-7800
CADY AQUASTORE	920 W PRAIRIE DR STE G		SYCAMORE	IL	60178-3123
CAHILL CONSTRUCTION INC	6331 FIESTA DR		COLUMBUS	OH	43235-5202
CANNON UTILITY SERVICES LLC	1320 E STATE ROUTE 15		BELLEVILLE	IL	62220-4803
CANYON PLUMBING INC	PO BOX 295		ASH FLAT	AR	72513-0295
CAPEHART & CAPEHART BUILDERS INC	PO BOX 846		SALLISAW	OK	74955-0846
CAPITAL ELECTRIC INC	315 S TEKOPPEL AVE		EVANSVILLE	IN	47712-4817
CAPITAL INSULATION INC	2714 NW TOPEKA BLVD STE 106		TOPEKA	KS	66617-1148
CAPITOL CONSTRUCTION SERVICES OF INDIANA INC	11051 VILLAGE SQUARE LN		FISHERS	IN	46038-4552
CARDINAL INTERNATIONAL GROOVING & GRINDING LLC	PO BOX 450		CONSHOHOCKEN	PA	19428-0450
CARPORT STRUCTURES CORPORATION	1825 METAMORA RD		OXFORD	MI	48371-2419
CAS CONSTRUCTORS LLC	3500 SW FAIRLAWN RD STE 200		TOPEKA	KS	66614-3979
CASE FOUNDATION COMPANY	PO BOX 40		ROSELLE	IL	60172

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CASEY INDUSTRIAL INC	1400 W 122ND AVE STE 200		WESTMINSTER	CO	80234-3440
CASH DEPOT LIMITED WISCONSIN	1740 COFRIN DR STE 2		GREEN BAY	WI	54302-2086
CATALYST AIR MANAGEMENT INC	2505 BYINGTON SOLWAY RD		KNOXVILLE	TN	37931-3854
CB RECOVERY GROUP INC	1821 WALDEN OFFICE SQ STE 395		SCHAUMBURG	IL	60173-4285
CCC GROUP INC	PO BOX 200350		SAN ANTONIO	TX	78220-0350
CEI MICHIGAN LLC	PO BOX 310		HAMBURG	MI	48139-0310
CELLSITE SOLUTIONS LLC	1720 I AVE NE		CEDAR RAPIDS	IA	52402-5205
CEMROCK LANDSCAPES INC	4790 S JULIAN AVE		TUCSON	AZ	85714-2123
CENTER LINE ELECTRIC, INC.	PO BOX 1047		BELLS	TN	38006-1047
CENTRAL BUILDING & PRESERVATION LP	1071 W FRY ST		CHICAGO	IL	60642-5422
CENTRIC SECURITY & AUTOMATION INC	103 LANTER CT		COLLINSVILLE	IL	62234-6124
CENTURY FIRE PROTECTION LLC	3450 SATELLITE BLVD		DULUTH	GA	30096-4643
CERAM ENVIRONMENTAL INC	7304 W 130TH ST STE 140		OVERLAND PARK	KS	66213-2644
CHAPMAN CANOPY, INC.	PO BOX 3527		HUEYTOWN	AL	35023-0527
CHARLES F EVANS CO INC	PO BOX 228		ELMIRA	NY	14902-0228
CHARPS LLC	453 TOWER ST NW		CLEARBROOK	MN	56634-4289
CHATTANOOGA BOILER & TANK CO INC	PO BOX 110		CHATTANOOGA	TN	37401-0110
CHEMPRO SERVICES INC	3311 GULF BREEZE PKWY # 350		GULF BREEZE	FL	32563-3351

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CHERNE CONTRACTING CORPORATION	3555 FARNAM ST		OMAHA	NE	68131-3311
CHEROKEE ENTERPRISES INC	14474 COMMERCE WAY		MIAMI LAKES	FL	33016-1508
CHOATE CONSTRUCTION COMPANY	8200 ROBERTS DR STE 600		ATLANTA	GA	30350-4148
CHRISTENSEN REFRACTORY	PO BOX 276		PISGAH	IA	51564-0276
CIRCLE C PAVING AND CONSTRUCTION LLC	PO BOX 361		GODDARD	KS	67052-0361
CJ DRILLING INC	19N041 GALLIGAN RD		DUNDEE	IL	60118-9536
CJR BUILDERS INC	650 N ROSE DR # 154		PLACENTIA	CA	92870-7513
CL CONSTRUCTION, LLC	1927 COUNTY ROAD I		WAHOO	NE	68066-4074
CLASSIC INDUSTRIAL SERVICES INC	456 HIGHLANDIA DR		BATON ROUGE	LA	70810-5906
CMC ELECTRIC INC	PO BOX 37		COLLINSVILLE	IL	62234-0037
CNI INC	PO BOX 1654		JONESBORO	AR	72403-1654
COACH HOUSE INC	PO BOX 320		ARTHUR	IL	61911
COASTAL ENVIRONMENTAL GROUP INC	7 POLICE PLZ		POTOSI	MO	63664-1877
COENEN MECHANICAL, LLC	401 E SOUTH ISLAND ST		APPLETON	WI	54915-1766
COLCON INDUSTRIES CORPORATION	PO BOX 647		SULLIVAN	IL	61951-0647
COLUMBIA CONSTRUCTION INC	PO BOX 445		SPRING HILL	KS	66083-0445
COMBUSTION SERVICES INC	PO BOX 112		ALTAMONT	KS	67330-0112
COMMERCE CONSTRUCTION INC	695 N 40TH ST		SPRINGDALE	AR	72762-0602

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COMMONWEALTH ELECTRIC COMPANY OF THE MIDWEST	PO BOX 80638		LINCOLN	NE	68501-0638
COMMUNICATION DATA LINK LLC	1305 SW 37TH ST		GRIMES	IA	50111-5064
CONCO SERVICES CORPORATION	135 SYLVAN ST		VERONA	PA	15147-1032
CONCORD TANK CORPORATION	PO BOX 5207		CONCORD	NC	28027-1503
CONCRETE & MATERIALS PLACEMENT LLC	1425 CRESSIDA DR		CHARLOTTE	NC	28210-5683
CONCRETE EXPRESSIONS LLC	291 E GLENN MILLER DR		CLARINDA	IA	51632-2736
CONCRETE SYSTEMS COMPANY LLC	121 EDWARDS DR		JACKSON	TN	38301-7716
CONLEY SITEWORK & UTILITIES INC	PO BOX 715		EUDORA	KS	66025-0715
CONNECTED TECHNOLOGIES LLC	PO BOX 1983		ATHENS	GA	30603-1983
CONSTRUCTION DESIGNWORKS LLC	6657 WOODLAND DR		SHAWNEE	KS	66218-9745
CONSTRUCTION ENTERPRISES INC	2179 EDWARD CURD LN STE 100		FRANKLIN	TN	37067-5789
CONTEGRA SERVICES LLC	22 GTWAY COMM CTR W 110		EDWARDSVILLE	IL	62025
CONTINENTAL CONSTRUCTION COMPANY OF TENNESSEE INC	5646 SHELBY OAKS DR		MEMPHIS	TN	38134-7337
CONTINENTAL POOLS INC	805 E WARREN ST		GARDNER	KS	66030-1619
CONTRACTOR SOLUTION GROUP LLC	670 WHITE RD STE A		SPRINGDALE	AR	72762-3027

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CONVEYOR SPECIALTIES, INC.	841 BRIAN DR STE A		CREST HILL	IL	60403-2360
CONWAY PHILLIPS HOLDING LLC	13A TALBOT AVE		BRADDOCK	PA	15104-1113
COOPER RAIL SERVICE INC	PO BOX 199		HUNTINGBURG	IN	47542-0199
COOPERS STEEL FABRICATORS	PO BOX 149		SHELBYVILLE	TN	37162-0149
CORNERSTONE FCE SERVICES LLC	8811 TEEL PKWY UNIT 6074		FRISCO	TX	75035-4258
CORNHUSKER INSULATION LLC	2201 RIVER ROAD DR		WATERLOO	NE	68069-3407
CORRECTIVE ASPHALT MATERIALS LLC	PO BOX 87129		SOUTH ROXANA	IL	62087-7129
CORROTEC INC	1125 W NORTH ST		SPRINGFIELD	OH	45504-2713
CORVAL CONSTRUCTORS INC	1633 EUSTIS ST		SAINT PAUL	MN	55108-1219
COTTON COMMERCIAL USA INC	5443 KATY HOCKLEY CUT OFF RD		KATY	TX	77493-7008
COUNTRY CARPET INC	PO BOX 450		MAPLE HILL	KS	66507-0450
COUNTY CONTRACTORS INC	PO BOX 3522		QUINCY	IL	62305-3522
COWIN & CO INC MINING ENGINEERS AND CONTRACTORS	PO BOX 19009		BIRMINGHAM	AL	35219-9009
CRAMER AND ASSOCIATES INC	3100 SW BROOKSIDE DR		GRIMES	IA	50111-4977
CROOKHAM CONSTRUCTION LLC	PO BOX 339		TONGANOXIE	KS	66086-0339
CROWN CORR INC	7100 W 21ST AVE		GARY	IN	46406-2499

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CSD ENVIRONMENTAL SERVICES INC	2220 YALE BLVD		SPRINGFIELD	IL	62703-3516
CTS CONSTRUCTION INC	7275 EDINGTON DR		CINCINNATI	OH	45249-1064
CUNNINGHAM HEATING & VENTILATION INC	808 S MARKET ST		OSKALOOSA	IA	52577-3855
CUSTOM TREE CARE INC	3722 SW SPRINGCREEK LN		TOPEKA	KS	66610-1221
CWPMO INC	1682 LANGLEY AVE		IRVINE	CA	92614-5620
D & D INDUSTRIAL CONTRACTING INC	101 MULLEN DR		WALTON	KY	41094-9607
D & L EXCAVATING INC	1958 HIGHWAY 104		LIBERTY	IL	62347-2141
DADE CONSTRUCTION LLC	PO BOX 4090		KANSAS CITY	KS	66104-0090
DATA CLEAN CORPORATION	1033 GRACELAND AVE		DES PLAINES	IL	60016-6511
DAVIS CONSTRUCTION	2143 NE HIGHWAY 7		COLUMBUS	KS	66725-2093
DAWKINS ON SITE LLC	PO BOX 1096		HARTSVILLE	SC	29551-1096
DEAN SNYDER CONSTRUCTION CO	PO BOX 181		CLEAR LAKE	IA	50428-0181
DECKER CONSTRUCTION INC	PO BOX 254		COFFEYVILLE	KS	67337-0254
DECKER ELECTRIC INC	4500 W HARRY ST		WICHITA	KS	67209-2736
DEFINITIVE HOME AND DESIGN INCORPORATED	1820 ORR LN		O FALLON	IL	62269-6220
DEJAGER CONSTRUCTION INC	75 60TH ST SW		WYOMING	MI	49548-5771
DELAWARE ELEVATOR INC	2210 ALLEN DR		SALISBURY	MD	21801-8059
DELTA CONCRETE AND INDUSTRIAL CONTRACTING INC	51825 GRATIOT AVE		CHESTERFIELD	MI	48051-2014

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DELTA STAR, INC	3550 MAYFLOWER DR		LYNCHBURG	VA	24501-5019
DENISON DRYWALL CONTRACTING INC	PO BOX 453		DENISON	IA	51442-0453
DF CHASE INC	3001 ARMORY DR STE 200		NASHVILLE	TN	37204-3711
DF OSBORNE CONSTRUCTION INC	3310 SW HARRISON ST STE 3		TOPEKA	KS	66611-2252
DIAMOND CONSTRUCTION COMPANY	2000 N 18TH ST		QUINCY	IL	62301-1435
DIAMOND SURFACE INC	21025 COMMERCE BLVD STE 900		ROGERS	MN	55374-4697
DIECKER-TERRY MASONRY INC	11327 EIFF RD		MARISSA	IL	62257-1409
DIG AMERICA UTILITY CONTRACTING INC	25135 22ND AVE		SAINT CLOUD	MN	56301-9189
DIMENSION CONSTRUCTION INC	3776 NEW GETWELL RD		MEMPHIS	TN	38118-6014
DIVERSIFIED TRACK WORKS LLC	17671 US HIGHWAY 6		GENESEO	IL	61254-8620
DL SMITH ELECTRICAL CONSTRUCTION INC	1405 SW 41ST ST		TOPEKA	KS	66609-1295
DMS CONTRACTING INC	PO BOX 122		MASCOUTAH	IL	62258-0122
DOME CORPORATION OF NORTH AMERICA	5450 EAST RD		SAGINAW	MI	48601-9748
DON JULIAN BUILDERS INC	15521 W 110TH ST		LENEXA	KS	66219-1317
DONCO ELECTRICAL CONSTRUCTION LLC	PO BOX 158		EDWARDSVILLE	IL	62025-0158
DORMARK CONSTRUCTION CO	PO BOX 530		GRIMES	IA	50111-0530

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DOSTER CONSTRUCTION COMPANY INC	2100 INTERNATIONAL PARK DR		BIRMINGHAM	AL	35243-4209
DOTSON ELECTRIC COMPANY INC	551 CAL BATSEL RD		BOWLING GREEN	KY	42104-8520
DRC EMERGENCY SERVICES LLC	PO BOX 17017		GALVESTON	TX	77552-7017
DS ELECTRIC LLC	5336 KNOX ST		MERRIAM	KS	66203-2066
DTLS INCORPORATED	PO BOX 1615		BERNALILLO	NM	87004-1615
DUERSON INC	601 1ST AVE N		ALTOONA	IA	50009-1431
DUN TRANSPORTATION & STRINGING INC	304 REYNOLDS LN		SHERMAN	TX	75092-6839
DUNK FIRE & SECURITY INC	3446 WAGON WHEEL RD		SPRINGDALE	AR	72762-0115
DYNAGRID CONSTRUCTION GROUP, LLC	725 E JONES ST		LEWISVILLE	TX	75057-2608
E80 PLUS CONSTRUCTORS LLC	7120 PATTON RD		DEFOREST	WI	53532-1836
EBERHART SIGN & LIGHTING CO	104 1ST AVE		EDWARDSVILLE	IL	62025-2574
EBERT CONSTRUCTION CO INC	PO BOX 198		WAMEGO	KS	66547-0198
EBM CONSTRUCTION INC	1014 SHERWOOD RD		NORFOLK	NE	68701-9060
ECKINGER CONSTRUCTION COMPANY	2340 SHEPLER CHURCH AVE SW		CANTON	OH	44706-3093
EDDY'S GLASS & DOOR INC	147 W K ST		FOREST CITY	IA	50436-1519
EDNA LUMBER CO INC	PO BOX 820		EDNA	TX	77957-0820
EDWINS GREENHOUSE CONSTRUCTION INC	6586 POWDER VALLEY RD		ZIONSVILLE	PA	18092-2225
EJM PIPE SERVICE INC	14461 LAKE DR NE		COLUMBUS	MN	55025-8600

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ELECTRICAL ALLIANCES LLC	PO BOX 614		WEST BEND	WI	53095-0614
ELECTRICO INC	7706 WAGNER RD		MILLSTADT	IL	62260-2910
ELECTRICOMM INC	PO BOX 8324		TOPEKA	KS	66608-0324
ELEVATOR SAFETY INSPECTION SERVICES INC	415 N MCKINLEY ST STE 685		LITTLE ROCK	AR	72205-3010
ELITE ENERGY SPECIALISTS LLC	9956 S 171ST ST		OMAHA	NE	68136-1926
ELITE INDUSTRIAL PAINTING INC	621 HIBISCUS ST STE 3		TARPON SPGS	MO	34689-3306
ELLIOTT ELECTRICAL INC	22095 INTERSTATE 30 S		BRYANT	AR	72022-8581
ELLSWORTH ELECTRIC INC	4425 N HIGHWAY 81		DUNCAN	OK	73533-8950
EMBREE CONSTRUCTION GROUP INC OF TEXAS	4747 WILLIAMS DR		GEORGETOWN	TX	78633-3799
EMCO CHEMICAL DISTRIBUTORS INC	8601 95TH ST		PLEASANT PR	WI	53158-2205
EMERALD TRANSFORMER PPM LLC	4419 ST HWY 83 N		DEFUNIAK SPRINGS	FL	32433-3958
EMJ CORPORATION	2034 HAMILTON PLACE BLVD STE 400		CHATTANOOGA	TN	37421-6102
EMPIRE AG LLC	306 SW DRIFTWOOD DR		ANKENY	IA	50023-4407
EMPIRE CONSTRUCTION GROUP LLC	9128 W 91ST TER		OVERLAND PARK	KS	66212-3901
ENERGY ERECTORS INC	31588 PROGRESS RD		LEESBURG	FL	34748-8781
ENGINEERED FLUID INC	PO BOX 723		CENTRALIA	IL	62801-9111
ENGINEERED STRUCTURES INC	3330 E LOUISE DR STE 300		MERIDIAN	ID	83642-5123
ENGLEWOOD CONSTRUCTION INC	80 MAIN ST		LEMONT	IL	60439-3622

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ENHANCED SITE SOLUTIONS LLC	1701 GOLF RD STE 1-900		ROLLING MEADOWS	IL	60008-4246
ENVIROCON INC	PO BOX 16655		MISSOULA	MT	59808-6655
ENVIRONMENTAL FABRICS INC	85 PASCON CT		GASTON	SC	29053-8507
EPC SERVICES COMPANY	1241 S 31ST ST W		BILLINGS	MT	59102-7314
ERV SMITH SERVICES INC	1225 TRUAX BLVD		EAU CLAIRE	WI	54703-1468
ESA SOUTH INC	1681 SUCCESS DR		CANTONMENT	FL	32533-5103
ESSI LLC	1400 W SHADY GROVE RD		GRAND PRAIRIE	TX	75050-7117
EVCO NATIONAL	PO BOX 407		EAST ALTON	IL	62024-0407
EXCELL CONSTRUCTION SERVICES LLC	2432 BOXANKLE RD		FORSYTH	GA	31029-4428
EXTREME EXTERIOR PROS INC	2019 MAPLE ST		QUINCY	IL	62301-2247
F & M CONTRACTORS INC	PO BOX 149		CLAYTON	OH	45315-0149
F L CRANE & SONS INC	PO BOX 428		FULTON	MS	38843-0428
FABCOR INC	350 S OHIO ST		MINSTER	OH	45865-1272
FAHRNER ASPHALT SEALERS, L.L.C.	2800 MECCA DR		PLOVER	WI	54467-3224
FALL ZONE CONSTRUCTION LLC	18601 GREENE ST		WASHINGTON	NE	68068-4000
FARABEE MECHANICAL INC	PO BOX 1748		HICKMAN	NE	68372-1748
FARMER EXCAVATING INC	15440 94TH ST		OSKALOOSA	KS	66066-4122
FAUGHN ELECTRIC INC	5980 OLD MAYFIELD RD		PADUCAH	KY	42003-9296
FAYETTEVILLE PLUMBING & HEATING CO INC	PO BOX 8910		FAYETTEVILLE	AR	72703-0016

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FC DADSON SIB LLC	N1043 CRAFTSMEN DR STE 2		GREENVILLE	WI	54942-8082
FEDERAL FIRE AND SECURITY LLC	PO BOX 1782		OWENSBORO	KY	42302-1782
FEDERAL STEEL & ERECTION CO	PO BOX 238		EAST ALTON	IL	62024-0238
FHG INC	7015 TUTOR ST		MINT HILL	NC	28227-4421
FICKETT STRUCTURAL SOLUTIONS INC	3148 DEMING WAY STE 160		MIDDLETON	WI	53562-1486
FIRE & SECURITY SOLUTIONS GROUP INC	11240 STRANG LINE RD		LENEXA	KS	66215-4039
FIRELAKE CONSTRUCTION INC	14217 W 95TH ST		LENEXA	KS	66215-5208
FIRELINE SPRINKLER LLC	1329 W GRAND AVE STE 1A		PORT WASHINGTON	WI	53074-2010
FIRST DRILLING LLC	2990 N TOWNSEND AVE		MONTROSE	CO	81401-6018
FISHER SMITH INC	1564 HILL TOP RD		COLUMBIA	IL	62236-4536
FLORIDA INSTITUTE OF TECHNOLOGY INC	150 W UNIVERSITY BLVD		MELBOURNE	FL	32901-6975
FORD AUDIO VIDEO SYSTEMS LLC	4800 W I 40 SERVICE RD		OKLAHOMA CITY	OK	73128-1208
FORTESSA HOSTING	PO BOX 1734		LAGUNA BEACH	CA	92652-1734
FOSTER ROOFING INC	3357 WAGON WHEEL RD		SPRINGDALE	AR	72762-0106
FOUNDATION SERVICE CORP	PO BOX 120		HUDSON	IA	50643-0120
FOUNDATION TESTING AND CONSULTING LLC	16500 LUCILLE ST		OVERLAND PARK	KS	66221-7960
FOUR STAR CONSTRUCTION INC	PO BOX 3037		SUPERIOR	WI	54880-0458

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FRAZIER ROOFING & SHEET METAL CO INC	PO BOX 545		DYERSBURG	TN	38025-0545
FREEDOM CONCRETE LLC	PO BOX 731		DE SOTO	KS	66018-0731
FRONTIER MECHANICAL LC	PO BOX 71487		SALT LAKE CTY	UT	84171-0487
FRONTZ DRILING INC	2031 MILLERSBURG RD		WOOSTER	OH	44691-9460
FSG FACILITY SOLUTIONS GROUP INC	4401 W GATE BLVD STE 310		AUSTIN	TX	78745-1494
FULCRUM EXPRESS INC	1945 THE EXCHANGE SE STE 400		ATLANTA	GA	30339-2090
FULSOM BROTHERS INC	PO BOX 522		CEDAR VALE	KS	67024-0522
G B CONSTRUCTION LLC	PO BOX 1305		LOUISBURG	KS	66053-1305
G.A. RICH & SONS INC	PO BOX 50		DEER CREEK	IL	61733-0050
G4 CONSTRUCTION MANAGEMENT LLC	12903 PIONEER TRL		EDEN PRAIRIE	MN	55347-4112
GALA SYSTEMS INC	3185 FIRST STREET		ST HUBERT CANADA	QC	J3Y 8Y6
GALE CONSTRUCTION COMPANY OF ILLINOIS	315 MCDONOUGH ST		JOLIET	IL	60436-2235
GALL CONSTRUCTION OF AMERICA LIMITED	11330 BRIDGE HOUSE RD		WINDERMERE	FL	34786-5405
GARRISON PLUMBING INC	1375 N WINCHESTER ST		OLATHE	KS	66061-5880
GATOR SIGN COMPANY INC	1027 KAREY ANDREWS RD		MCCOMB	MS	39648-9446
GBA SYSTEMS INTEGRATORS LLC	9801 RENNER BLVD		LENEXA	KS	66219-9718
GELLY EXCAVATING & CONSTRUCTION INC	13297 PLOCHER WAY		HIGHLAND	IL	62249-4543
GEMCO CONSTRUCTORS LLC	6525 GUION RD		INDIANAPOLIS	IN	46268-4808

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GENERAL EXCAVATING COMPANY	6701 CORNHUSKER HWY		LINCOLN	NE	68507-3113
GENESEE FENCE & SUPPLY CO	PO BOX 458		RICHMOND	MI	48062-0458
GEOFIRMA LLC	7051 HIGHWAY 70 S		NASHVILLE	TN	37221-2207
GEOSTABILIZATION INTERNATIONAL LLC	844 21 1/2 RD		GRAND JUNCTION	CO	81505-9712
GERALD N CANDITO CONSTRUCTION CORP	145 KELLI CLARK CT SE		CARTERSVILLE	GA	30121-7003
GERARD TANK & STEEL INC	PO BOX 513		CONCORDIA	KS	66901-0513
GERENA CONSTRUCTION LLC	9517 E 85TH ST N		VALLEY CENTER	KS	67147
GIBALTAR CONSTRUCTION COMPANY INC	42 HUDSON ST STE A207		ANNAPOLIS	MD	21401-8537
GIFFIN INC	1900 BROWN RD		AUBURN HILLS	MI	48326-1701
GLASS DESIGN INC	PO BOX 568		SAPULPA	OK	74067-0568
GLEESON ASPHALT INC	2800 W MAIN ST		BELLEVILLE	IL	62226-6612
GLOBAL EMPIRE LLC	115 OVERLOOK RD		POMONA	NY	10970-2118
GLOBAL ENERGY SOLUTIONS	1420 KING ST STE 401		ALEXANDRIA	VA	22314-2762
GLOBAL TECHNICAL SOLUTIONS LLC	2900A LAUSAT ST		METAIRIE	LA	70001-5952
GOETTLE EQUIPMENT COMPANY	12071 HAMILTON AVE		CINCINNATI	OH	45231-1032
GOOLSBY INC	3002 W MAIN ST		BLYTEVILLE	AR	72315-8600
GORDON ENERGY AND DRAINAGE COMPANY	15735 S MAHAFFIE ST		OLATHE	KS	66062-4038

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GRAND CONSTRUCTION COMPANY LLC	510 MIAMI AVE		KANSAS CITY	KS	66105-2110
GRANITE TRANSFORMATIONS	14125 MARSHALL DR		LENEXA	KS	66215-1300
GRE CONSTRUCTION	628 PALESTINE RD		CHESTER	IL	62233-1060
GREAT LAKES CONCRETE PRODUCTS LLC	4555 134TH AVE		HAMILTON	MI	49419-8579
GREAT PLAINS STRUCTURES LLC	3301 LABORE RD		SAINT PAUL	MN	55110-5149
GRIFFIN CONTRACT DEWATERING LLC	5306 CLINTON DR		HOUSTON	TX	77020-7912
GRIFFITH STEEL ERECTION	1355 S ANNA ST		WICHITA	KS	67209-2601
GROOME INDUSTRIAL SERVICE GROUP INC	22 AUDREY PL		FAIRFIELD	NJ	07004-3416
GROSE DEVELOPMENT AND MANAGEMENT LLC	47W210 US HIGHWAY 30		BIG ROCK	IL	60511-9358
GUS CONST CO INC	PO BOX 77		CASEY	IA	50048-0077
GUY F ATKINSON CONSTRUCTION LLC	7500 OLD GEORGETOWN RD STE 8		BETHESDA	MD	20814-6805
GUY ROOFING INC	201 JONES RD		SPARTANBURG	SC	29307-5424
GYP SUM FLOORS OF AR/OK INC	PO BOX 1707		MULDROW	OK	74948-1707
H & H DRYWALL SPECIALTIES INC	3727 E 31ST ST		TULSA	OK	74135-1506
H & H SYSTEMS & DESIGN INC	135 W MARKET ST		NEW ALBANY	IN	47150-3561
H & M HEAVY EQUIPMENT REPAIR INC	6121 MARINE RD		ALHAMBRA	IL	62001-2021

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H & M INDUSTRIAL SERVICES INC	PO BOX 200		JACKSON	TN	38302-0200
H AND M CONSTRUCTION CO INC	PO BOX 200		JACKSON	TN	38302-0200
HABASIT AMERICA INC	2670 LEISCZS BRIDGE RD UNIT 200		LEESPORT	PA	19533-9433
HABCO INC	248 E BERG RD		SALINA	KS	67401-8907
HALL CONTRACTING OF KENTUCKY INC	PO BOX 37270		LOUISVILLE	KY	40233-7270
HAMON CUSTODIS INC	PO BOX 1500		SOMERVILLE	NJ	08876-1251
HANNA DESIGN GROUP INC	650 E ALGONQUIN RD STE 405		SCHAUMBURG	IL	60173-3853
HANSEN RICE INC	1717 E CHISHOLM DR		NAMPA	ID	83687-6846
HARBOUR CONSTRUCTION INC	2717 S 88TH ST		KANSAS CITY	KS	66111-1757
HARCO SERVICES LLC	PO BOX 2347		KENNESAW	GA	30156-9105
HARMON STEEL, INCORPORATED	623 S STATE ST		NORTH VERNON	IN	47265-2126
HAROLD COFFEY CONSTRUCTION CO INC	2317 S 7TH ST		HICKMAN	KY	42050-1835
HARVEY NASH INC	1700 STATE ROUTE 23 STE 100		WAYNE	NJ	07470-7529
HASTCO INC	2801 NW BUTTON RD		TOPEKA	KS	66618-1457
HAWKEYE INSULATION SPECIALISTS INC	755 64TH AVENUE CT SW STE A		CEDAR RAPIDS	IA	52404-7001
HD PAINTING AND STAIN LLC	1201 STATE STREET RD		BELLEVILLE	IL	62220-2855
HEADWATERS CONSTRUCTION COMPANY	639 W 9500 S STE 1		VICTOR	ID	83455-5408

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HEALY CONSTRUCTION SERVICES INC	14000 KEELER AVE		CRESTWOOD	IL	60418-2352
HEARTLAND ACCESS SOLUTIONS LLC	8401 MELROSE DR		LENEXA	KS	66214-1647
HEARTLAND RETAIL CONSTRUCTION INC	4956 MEMCO LN STE A		RACINE	WI	53404-1160
HEIDELBERG ENGINEERING INC	10 FORGE PKWY STE 1		FRANKLIN	MA	02038-3137
HEINEN CUSTOM OPERATIONS INC	PO BOX 182		VALLEY FALLS	KS	66088-0182
HEINTZ POOL & SPA COMPANY	453 MARKETPLACE DR		FREEBURG	IL	62243-4076
HICKEY CONTRACTING COMPANY	PO BOX 68		KEOKUK	IA	52632-0068
HIGH CONCRETE GROUP LLC	PO BOX 10008		LANCASTER	PA	17605-0008
HIGHLAND STEEL ERECTORS INC	PO BOX 590		HELENWOOD	TN	37755-0590
HILLARD ELECTRIC INC	4099 CEDAR COMMERCIAL DR NE		CEDAR SPRINGS	MI	49319-8296
HODESS CONSTRUCTION CORPORATION	100 JOHN L DIETSCH SQ		N ATTLEBORO	MA	02763-1028
HOFFMANN INC	6001 49TH ST S		MUSCATINE	IA	52761-1153
HOHL INDUSTRIAL SERVICES INC	770 RIVERVIEW BLVD STE 1		TONAWANDA	NY	14150-7880
HOLDER CONSTRUCTION	3300 RIVERWOOD PKWY SE STE 1200		ATLANTA	GA	30339-3967
HOLLAND CONSTRUCTION SERVICES, INC.	4495 N ILLINOIS ST STE E		SWANSEA	IL	62226-1005
HOME CENTER CONSTRUCTION INC	420 W ATKINSON RD		PITTSBURG	KS	66762-8634

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HOPCO CONSTRUCTION	PO BOX 9008		OMAHA	NE	68109-0008
HORIZON GENERAL CONTRACTORS INC	7315 W ELIZABETH LN		FT WORTH	TX	76116-6444
HORIZONTAL BORING & TUNNELING CO	PO BOX 429		EXETER	NE	68351-0429
HOSLER MECHANICAL INC	10800 GALAXIE AVE		FERNDALE	MI	48220-2132
HOWARD IMMEL INC	1820 RADISSON ST		GREEN BAY	WI	54302-2057
HPI TURBINE SERVICES LLC	15503 W HARDY RD		HOUSTON	TX	77060-3603
HUEGERICH CONSTRUCTION INC	PO BOX 891		GRETNA	NE	68028-0891
HUSTON CONTRACTING INC	PO BOX 74		OLATHE	KS	66051-0074
HUTTON CONTRACTING CO INC	1600 CLIFTY HWY		HINDSVILLE	AR	72738-9167
HYDRA-LUBE	PO BOX 16565		LAKE CHARLES	LA	70616-6565
HYDRO SERVICES LAMPART LP	530 MOON CLINTON RD STE 4		CORAOPOLIS	PA	15108-3874
HYDRO TECHNOLOGIES INC	6200 E HIGHWAY 62 UNIT 100		JEFFERSONVILLE	IN	47130-8769
HYDROCHEM LLC	900 GEORGIA AVE		DEER PARK	TX	77536-2518
ICON INDUSTRIAL SERVICES LLC	5104 J ST SW		CEDAR RAPIDS	IA	52404-4919
IDEAL BUSINESS SOLUTIONS LLC	31 BOLAND CT		GREENVILLE	SC	29615-5730
IES COMMUNICATIONS LLC	5433 WESTHEIMER RD STE 500		HOUSTON	TX	77056-5339
ILLINI DRILLED FOUNDATIONS INC	PO BOX 1351		DANVILLE	IL	61834-1351
IMPACT INSTALLATIONS INC	10091 STREETER RD STE 7		AUBURN	CA	95602-8512

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IMPERIAL CRANE SERVICES INC	7500 IMPERIAL DR		BRIDGEVIEW	IL	60455-2395
IMPERIAL ROOF SYSTEMS CO	PO BOX 522		WEST UNION	IA	52175-0522
INDIANA INDUSTRIAL SERVICES LLC	1906 CLOVER RD		MISHAWAKA	IN	46545-7245
INDUSTRIAL INSULATION SERVICES INC	2200 W 6TH AVE		EL DORADO	KS	67042-3166
INDUSTRIAL MAINTENANCE OF TOPEKA INC	4501 NW US HIGHWAY 24		TOPEKA	KS	66618-3809
INDUSTRIAL PLANT SERVICES NATIONAL LLC	51410 MILANO DR STE 110		MACOMB	MI	48042-4015
INDUSTRIAL ROOFING & CONSTRUCTION LLC	1128 HIGHWAY 2		STERLINGTON	LA	71280-3066
INDUSTRIAL SKILLED TRADES INC	2590 ALFT LN STE B		ELGIN	IL	60124-7820
INDUSTRIAL STEEL ERECTORS INC	2728 N CLARK ST		DAVENPORT	IA	52804-1300
INDUSTRY SERVICES CO INC	6265 RANGELINE RD		THEODORE	AL	36582-5245
INFRASTRUCTURE ENGINEERS INC	12596 W BAYAUD AVE STE 300		LAKEWOOD	CO	80228-2031
INGRAM CONSTRUCTION COMPANY INC OF MADISON MISSISS	PO BOX 1609		MADISON	MS	39130-1609
INK CONSTRUCTION LLC	8335 E KELLOGG DR		WICHITA	KS	67207-1839
INNOVATIVE CONSTRUCTION SOLUTIONS INC	21675 GATEWAY RD		BROOKFIELD	WI	53045-5137
INSULATED PANEL COMPANY	421 N PAULINA ST		CHICAGO	IL	60622-6684
INSULATION TECHNOLOGIES INC	2007 BUTTON LN		LA GRANGE	KY	40031-8726

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INTEGRATED ENVIRONMENTAL SERVICES INC	PO BOX 490815		BLAINE	MN	55449-0815
INTEGRATED POWER CO	PO BOX 1743		NORTH PLATTE	NE	69103-1743
INTEGRATED SERVICE COMPANY	1900 N 161ST EAST AVE		TULSA	OK	74116-4829
INTERCON CONSTRUCTION INC	5512 STATE ROAD 19 AND 113		WAUNAKEE	WI	53597-9530
INTERNATIONAL INDUSTRIAL CONTRACTING CORPORATION	35900 MOUND RD		STERLING HTS	MI	48310-4793
INTERNATIONAL TOWERS LLC	117 S LEXINGTON ST # 100		HARRISONVILLE	MO	64701-2444
IOWA TRENCHLESS LC	PO BOX 846		PANORA	IA	50216-0846
IVS HYDRO INC	PO BOX 245		WAVERLY	WV	26184-0245
J & D CONSTRUCTION INC	4326 HIGHWAY 212		MONTEVIDEO	MN	56265-4536
J CURRY CONSTRUCTION INC	1209 N ROUTE 45		MATTOON	IL	61938-2992
J F BRENNAN COMPANY INC	PO BOX 2557		LA CROSSE	WI	54602-2557
J HAWK PLUMBING INC	3615 W MAPLE ST		WICHITA	KS	67213-2453
J WILKINSON INC	2964 PETTICOAT JUNCTION LN		GLEN CARBON	IL	62034-3265
JACK A FARRIOR INC	9585 US 264A		FARMVILLE	NC	27828-9548
JACK R GAGE REFRIGERATION INC	700 W 1700 S BLDG 29104		LOGAN	UT	84321-6541
JACKOVIC CONSTRUCTION COMPANY LLC	300 MOUNT LEBANON BLVD STE 211A		PITTSBURGH	PA	15234-1534
JACKSON DEAN CONSTRUCTION INC	3414 S 116TH ST		TUKWILA	WA	98168-1983

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JACOBS GROUP GENERAL CONTRACTORS INC	3515 MATTINGLY RD		BUCKNER	KY	40010-8801
JACOBS LADDER INC	2325 COBDEN SCHOOL RD		COBDEN	IL	62920-3489
JAKES ELECTRIC LLC	207 ALLEN ST		CLINTON	WI	53525-9498
JAMES AGRESTA CARPENTRY, INC.	150 ENGLISH ST		HACKENSACK	NJ	07601-3937
JAMES HUNT CONSTRUCTION CO INC	1865 SUMMIT RD		CINCINNATI	OH	45237-2803
JAMES N GRAY CONSTRUCTION CO INC	PO BOX 8330		LEXINGTON	KY	40533-8330
JANSEN ELECTRIC COMPANY	4421 N 60TH ST		QUINCY	IL	62305-0640
JARRETT INDUSTRIES INC	PO BOX 87189		SOUTH ROXANA	IL	62087-7189
JASON TANKING CONSTRUCTION LLC	PO BOX 3969		LAWRENCE	KS	66046-0969
JAYEFF CONSTRUCTION CORPORATION	2310 HIGHWAY 34 STE 1A		MANASQUAN	NJ	08736-1400
JEN MECHANICAL INC	803 HOPP HOLLOW DR		ALTON	IL	62002-4204
JESCO INC	2020 MCCULLOUGH BLVD		TUPELO	MS	38801-7108
JETTON GENERAL CONTRACTING INC	1211 CARROLL RD		PARAGOULD	AR	72450-6088
JF EDWARDS CONSTRUCTION COMPANY	220 S CHICAGO ST		GENESEO	IL	61254-1456
JIM RIVER FENCING LLC	45275 299TH ST		IRENE	SD	57037-6002
JOE R JONES CONSTRUCTION INC	PO BOX 873		WEATHERFORD	TX	76086-0873
JOHN A PAPALAS & CO INC	1187 EMPIRE AVE		LINCOLN PARK	MI	48146-2099
JOHN E GREEN COMPANY	220 VICTOR ST		HIGHLAND PARK	MI	48203-3116

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JOHN P DUFFY CONSTRUCTION COMPANY INC	7211 W 98TH TER STE 110		OVERLAND PARK	KS	66212-2257
JOHNSONS BUILDERS	1455 HODGES FERRY RD		DOYLE	TN	38559-3001
JONES HYDROBLAST INC	PO BOX 309		ROYALTON	IL	62983-0309
JR AUTOMATION TECHNOLOGIES LLC	13365 TYLER ST		HOLLAND	MI	49424-9421
JRCT INCORPORATED	2098 TOM AUSTIN HWY		GREENBRIER	TN	37073-5192
K & W FUELING SYSTEMS INC	PO BOX 116		RUSHVILLE	IN	46173-0116
KADILEX CONSTRUCTION INC	PO BOX 348		WOOD RIVER	IL	62095-0348
KAISER ELECTRICAL CONTRACTORS INC	340 ERIE AVE		MORTON	IL	61550-9600
KALMAN FLOOR COMPANY	15710 W COLFAX AVE STE 202		GOLDEN	CO	80401-7405
KAMADULSKI EXCAVATING & GRADING CO INC	4336 HIGHWAY 162		GRANITE CITY	IL	62040-6409
KANE FIRE PROTECTION INC	170 E ALTON AVE		EAST ALTON	IL	62024-1443
KANSAS DUSTROL INC	PO BOX 308		TOWANDA	KS	67144-0308
KANSAS TURF LLC	601 E WYANDOTTE ST		MERIDEN	KS	66512-9169
KARR TUCKPOINTING LLC	PO BOX 417		VINTON	IA	52349-0417
KASPARIE CONSTRUCTION COMPANY	1500 MAAS RD		QUINCY	IL	62305-0436
KBS AGRI SYSTEMS LLC	255 COUNTY ROAD R		NAPOLEON	OH	43545-5748
KBS CONSTRUCTORS INC	1701 SW 41ST ST		TOPEKA	KS	66609-1252
KC HAWKS CONSTRUCTION LLC	2915 S 9TH TER		KANSAS CITY	KS	66103-2549

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KEA CONSTRUCTORS LLC	PO BOX M		MILFORD	NE	68405-0623
KEELEY & SONS INC	6303 COLLINSVILLE RD		E SAINT LOUIS	IL	62201-2523
KEEN COMPANY INC	PO BOX 2143		INDIANAPOLIS	IN	46206-2143
KEMNER E.I.F.S., INC	PO BOX 41		QUINCY	IL	62306-0041
KENDALL CONSTRUCTION INC	2551 NW BUTTON RD		TOPEKA	KS	66618-1411
KENDREK ELECTRIC INC	PO BOX 9411		WICHITA	KS	67277-0411
KENT COMPANIES TEXAS LLC	830 VALLEY RIDGE BLVD		LEWISVILLE	TX	75057-3319
KEOKUK CONTRACTORS INC	853 JOHNSON STREET RD		KEOKUK	IA	52632-2213
KING MECHANICAL CONTRACTORS INC	PO BOX 16608		CHATTANOOGA	TN	37416-0608
KING OF TEXAS ROOFING COMPANY LP	307 GILBERT CIR		GRAND PRAIRIE	TX	75050-6579
KINLEY CONSTRUCTION GROUP LP	7301 COMMERCIAL BLVD E		ARLINGTON	TX	76001-7149
KLAVER CONSTRUCTION COMPANY INC	PO BOX 9163		WICHITA	KS	67277-0163
KNUTSON BROTHERS INC	PO BOX 353		REDWOOD FALLS	MN	56283-0353
KONRAD CONSTRUCTION COMPANY	5701 WEATHERSTONE WAY		JOHNSBURG	IL	60051-8431
KOOPS INC	987 PRODUCTIONS CT		HOLLAND	MI	49423-9219
KORTE & LUITJOHAN CONTRACTORS INC	12052 HIGHLAND RD		HIGHLAND	IL	62249-1342
KOSS CONSTRUCTION COMPANY	5830 SW DRURY LN		TOPEKA	KS	66604-2262
KRIEWALD ENTERPRISES LLC	1021 FOSSE RD UNIT A		OTTAWA	IL	61350-9364

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KRUSE CONTRACTING INC	4374 G RD		WATERLOO	IL	62298-3806
KRYSTAL COMPANIES LLC	6830 W 152ND TER		OVERLAND PARK	KS	66223-3127
KUHLMAN REFRIGERATION INC	N56W16865 RIDGEWOOD DR # 100		MENOMONEE FLS	WI	53051-5656
KVK CONTRACTING INC	727 WESLEY AVE STE 1		TARPON SPGS	FL	34689-6757
LA MACCHIA GROUP LLC	157 N MILWAUKEE ST		MILWAUKEE	WI	53202-6012
LABCON INC	PO BOX 535324		GRAND PRAIRIE	TX	75053-5324
LAKEVIEW CONSTRUCTION OF WISCONSIN INC	10505 CORPORATE DR STE 200		PLEASANT PR	WI	53158-1605
LAND ART LANDSCAPING INC	12429 HOWE DR		LEAWOOD	KS	66209-1451
LANEY DIRECTIONAL DRILLING CO	831 CROSSBRIDGE DR		SPRING	TX	77373-3501
LANGHAUSER SHEET METAL CO	120 MATTER DR		HIGHLAND	IL	62249-1271
LANHAM INSULATION INC	40 KINGBROOK PKWY STE 4		SIMPSONVILLE	KY	40067
LATSHAW DRILLING COMPANY, LLC	PO BOX 691017		TULSA	OK	74169-1017
LAVENDER, INC.	1056 INDUSTRIAL DR	PO BOX 441	ALICEVILLE	AL	35442-2654
LAYTON CONSTRUCTION COMPANY LLC	9090 S SANDY PKWY		SANDY	UT	84070-6409
LEANTRAK INC	1645 INDIAN WOOD CIR STE 101		MAUMEE	OH	43537-4419
LEE MACHINERY MOVERS, INC.	675 CESAR E CHAVEZ AVE		PONTIAC	MI	48340-2459
LEICK CONSTRUCTION INC	22027 221ST ST		GLENWOOD	IA	51534-5389
LEJAS CORPORATION	6202 S MAPLE AVE		TEMPE	AZ	85283-2861

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LEROY C BOWMAN	308 FAWN PARK CIR		COUNCIL BLFS	IA	51503-5465
LEXICON INC	PO BOX 16390		LITTLE ROCK	AR	72231-6390
LIGHTNING PROTECTION SYSTEMS LLC	PO BOX 540445E		N SALT LAKE	UT	84054-0445
LILJA CORP	229 RICKENBACKER CIR		LIVERMORE	CA	94551-7616
LM WIND POWER SERVICE AMERICAS INC	1580 S 48TH ST		GRAND FORKS	ND	58201-3808
LOELLKE PLUMBING INC	22974 E COUNTY RD		JERSEYVILLE	IL	62052-3174
LONE STAR RAILROAD CONTRACTORS INC	PO BOX 1150		ENNIS	TX	75120-1150
LONGS DRILLING SERVICE INC	10554 HIGHWAY 392 W		HARRISON	AR	72601-7771
LOTEMP EQUIPMENT COMPANY	8707 N 29TH ST		OMAHA	NE	68112-1848
LOUK AG SERVICES LLC	506 E RUSSELL ST		JEFFERSON	IA	50129-4700
LOYD BUILDERS INC	PO BOX 266		OTTAWA	KS	66067-0266
LSX CONSTRUCTION LLC	34605 W 255TH ST		PAOLA	KS	66071-4213
LUCAS INC	12525 ANTIOCH RD STE 102		OVERLAND PARK	KS	66213-2001
LUND ROSS CONSTRUCTORS INC	4601 F ST		OMAHA	NE	68117-1403
LYNN ELECTRIC & COMMUNICATIONS, INC.	725 N 2ND ST STE K		LAWRENCE	KS	66044-1442
M & J ELECTRIC OF WICHITA LLC	1444 S SAINT CLAIR AVE BLDG D		WICHITA	KS	67213-2938
M & L ELECTRICAL INC	6060 SCOTTSVILLE RD		BOWLING GREEN	KY	42104-0388
M & W CONTRACTORS INC	PO BOX 2510		EAST PEORIA	IL	61611-0510

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M CHEMICAL COMPANY INC	825 COLORADO BLVD STE 214		LOS ANGELES	CA	90041-1732
M CON LLC	PO BOX 62		WATHENA	KS	66090-0062
M.G. DYESS INC	7159 HIGHWAY 35		BASSFIELD	MS	39421-9678
M4 CONSTRUCTION LLC	6497 DEEP VALLEY CT		FLOWERY BR	GA	30542-6638
MAAS CONSTRUCTION INC	3615 SAINT ANTHONY RD		QUINCY	IL	62305-8121
MAC INDUSTRIAL SERVICES, INC.	1010 S 7TH ST		ROCHELLE	IL	61068-9309
MACDOUGALL PIERCE CONSTRUCTION INC	12720 FORD DR		FISHERS	IN	46038-2893
MACHINE REPAIR INTERNATIONAL	1300 OLIVER RD STE 240		FAIRFIELD	CA	94534-3428
MACON GC LLC	201 BONITA AVE		BRADFORD	IL	61421-5305
MAGNUM ELECTRIC OF MISSOURI INC	471 CHRISTIANSON DR		WEST FARGO	ND	58078-8304
MAHANEY ROOFING COMPANY INC	2822 N MEAD ST		WICHITA	KS	67219-4241
MAJOR REFRIGERATION CO INC	314 W NORTHWESTERN AVE		NORFOLK	NE	68701-6404
MANAGEMENT RESOURCE SYSTEMS INC	1907 BAKER RD		HIGH POINT	NC	27263-2007
MANATTS INC	PO BOX 535		BROOKLYN	IA	52211-0535
MAR LAN CONSTRUCTION LC	1008 NEW HAMPSHIRE ST		LAWRENCE	KS	66044-3060
MASONS LANDSCAPING & CONSTRUCTION SERVICES INC	1716 TUDOR AVE		E SAINT LOUIS	IL	62207-2120
MATTCON GENERAL CONTRACTORS INC	PO BOX 98		ZIONSVILLE	IN	46077-0098

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
MAX TRUE FIREPROOFING CO	PO BOX 1029		JENKS	OK	74037-1029
MAXCOR INC	PO BOX 1354		PERRY	GA	31069-1354
MAYHEWS MECHANICAL COMMERCIAL REFRIGERATION INC	PO BOX 17955		N LITTLE ROCK	AR	72117-0955
MC ELECTRIC INC	7648 LL RD		RED BUD	IL	62278-2522
MCAFFEE HENDERSON SOLUTIONS INC	PO BOX 397		OSKALOOSA	KS	66066-0397
McFARLAND INDOOR COMFORT SERVICES	4008 BRADEN AVE		GRANITE CITY	IL	62040-2201
MCPHERSON CONTRACTORS INC	3501 SW FAIRLAWN RD		TOPEKA	KS	66614-3976
MC SHANE CONSTRUCTION COMPANY LLC	9550 W HIGGINS RD STE 200		ROSEMONT	IL	60018-4906
MECHANICAL CONSTRUCTION SERVICES INC	PO BOX 335		NEWARK	AR	72562-0335
MERRICK UNDERGROUND CONSTRUCTION LLC	4003 DEER CROSSING DR		JANESVILLE	WI	53546-4275
MEYER CONTRACTING	11000 93RD AVE N		MAPLE GROVE	MN	55369-4113
MEYLAN INDUSTRIAL SERVICES INC	3919 S 147TH ST STE 124		OMAHA	NE	68144-5579
MICHAEL R STENZEL	3132 305TH AVE		HAMBURG	IA	51640-4011
MICHIGAN COMMERCIAL CONTRACTORS INC	16745 COMSTOCK ST		GRAND HAVEN	MI	49417-7949
MID AMERICA MILLING COMPANY LLC	6200 E HIGHWAY 62 UNIT 100		JEFFERSONVILLE	IN	47130-8769
MID AMERICA PIPELINE CONSTRUCTION INC	PO BOX 1830		CATOOSA	OK	74015-1830

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MID SOUTH INDUSTRIAL INC	PO BOX 609		BELLS	TN	38006-0609
MID STATES INDUSTRIAL INC	519 SHIPYARD RD		SENECA	IL	61360-9203
MIDDENDORF AND REUSS CONSTRUCTION INC	800 S BREEZE STREET STE 1		WATERLOO	IL	62298
MIDLAND RESTORATION COMPANY INC	2159 INDIAN RD		FORT SCOTT	KS	66701-8732
MIDWEST COATING INC	3830 NW 16TH ST		TOPEKA	KS	66618-2846
MIDWEST COOLING TOWERS INC	1156 E HIGHWAY 19		CHICKASHA	OK	73018-6347
MIDWEST CUSTOM POOLS LLC	600 LINCOLN ST		LAWRENCE	KS	66044-5349
MIDWEST MECHANICAL INDUSTRIAL SERVICES	PO BOX 164		LOGAN	IA	51546-0164
MIDWEST MOLE INC	6814 W 350 N		GREENFIELD	IN	46140-9617
MIDWEST MOWING INC	2450 OWENS LN		BRIGHTON	IL	62012-1550
MIKES HEATING AND COOLING	PO BOX 273		EAST CARONDELET	IL	62240-0273
MILESTONE CONSTRUCTION CO LLC	2002 S 48TH ST		SPRINGDALE	AR	72762-5772
MILLER INSULATION CO INC	3520 E CENTURY AVE		BISMARCK	ND	58503-0739
MINNESOTA LIMITED LLC	PO BOX 410		BIG LAKE	MN	55309-0410
MIRA ENTERPRISES	9500 IH 20		EASTLAND	TX	76448-5739
MIRON CONSTRUCTION CO INC	PO BOX 509		NEENAH	WI	54957-0509
MIXER SYSTEMS INC	PO BOX 10		PEWAUKEE	WI	53072-0010
MKD ELECTRIC INC	2590 ALFT LN STE A		ELGIN	IL	60124-7820

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MODERN BUSINESS ASSOCIATES V INC	9455 KOGER BLVD N STE 200		ST PETERSBURG	FL	33702-2465
MODERN PIPING OF IOWA INC	500 WALFORD RD		CEDAR RAPIDS	IA	52404-8921
MODIFIED CONCRETE SUPPLIES LLC	6200 E HIGHWAY 62 BLDG 2501		JEFFERSONVILLE	IN	47130-8769
MOLIN CONCRETE PRODUCTS CO INC	415 LILAC ST		LINO LAKES	MN	55014-1098
MOLLERS NORTH AMERICA INC	PO BOX 888820		GRAND RAPIDS	MI	49588-8820
MONARCH BUILD LLC	8100 NEWTON ST STE 300		OVERLAND PARK	KS	66204-3669
MORGAN HAYDEN LLC	136 HUD RD		WINCHESTER	KY	40391-9736
MORRISON BROS CONSTRUCTION COMPANY	2134 N 81ST ST		CASEYVILLE	IL	62232-1604
MORRISSEY CONTRACTING COMPANY INC	PO BOX 67		GODFREY	IL	62035-0067
MOSS ROOFING & INSULATION INC	310 HIGHWAY 150 S		WEST UNION	IA	52175-1505
MOUNT FARM DRAINAGE LLC	3313 260TH ST		RIVERTON	IA	51650-6002
MOUNTAIN STATES ROOFING INC	413 E 41ST ST		GARDEN CITY	ID	83714-6310
MTD ELECTRIC LLC	22004 S WAVERLY RD		SPRING HILL	KS	66083-4548
MTT CO	PO BOX 161		DENISON	IA	51442-0161
MUELLER CONTRACTING LLC	2924 MAUS RD		FULTS	IL	62244-1506
MULTATECH ENGINEERING INC	2821 W 7TH ST STE 400		FORT WORTH	TX	76107-8913

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MUNICIPAL PIPE SERVICES INC	1550 NE 51ST AVE		DES MOINES	IA	50313-2123
MUNICIPAL PIPE TOOL COMPANY LLC	515 5TH ST		HUDSON	IA	50643-7773
MUNIE TRENCHING & EXCAVATING	1818 PINE ST		HIGHLAND	IL	62249-2526
MURPHY PIPELINE CONTRACTORS, INC.	1876 EVERLEE RD		JACKSONVILLE	FL	32216-3141
MYLES LORENTZ INC	48822 OLD RIVER BLUFF RD		SAINT PETER	MN	56082-5059
NACI HOLDINGS INC	5706 RICHMOND RD		RINGWOOD	IL	60072-9643
NATIONAL CONDUCTOR CONSTRUCTORS LLC	18119 STATE HIGHWAY 371		BRAINERD	MN	56401-6822
NATIONAL ERECTORS & BUILDERS INC	13739 KAYSER RD		HIGHLAND	IL	62249-4619
NATIONAL ROOFING & SHEET METAL CO	G4130 FLINT ASPHALT DRIVE		BURTON	MI	48529
NATIONAL WASH AUTHORITY LLC	100 N JACKSON ST		MORRISON	IL	61270-3037
NATIONAL WELDING CORPORATION	7025 S COMMERCE PARK DR		MIDVALE	UT	84047-1090
NATIONWIDE FENCE AND SUPPLY COMPANY	69951 LOWE PLANK RD		RICHMOND	MI	48062-5365
NBMC INC	PO BOX 300		GREENBRIER	AR	72058-0300
NELSON INDUSTRIAL SERVICES INC	6021 MELROSE LN		OKLAHOMA CITY	OK	73127-5527
NEMAHA LANDSCAPE CONSTRUCTION INC	430 W PIONEERS BLVD		LINCOLN	NE	68522-2245
NEW TECH CONSTRUCTION INC	PO BOX 39		NEBRASKA CITY	NE	68410-0039

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NEW WAVE POOLS & SPAS INC	13312 GILES RD		OMAHA	NE	68138-3467
NEXUS 5 GROUP LLC	6800 W 64TH ST		OVERLAND PARK	KS	66202-4100
NORMENT SECURITY GROUP INC	2511 MIDPARK RD		MONTGOMERY	AL	36109-1407
NORTH AMERICAN ROOFING SERVICES LLC	14025 RIVEREDGE DR STE 600		TAMPA	FL	33637-2088
NORTH CENTRAL SERVICE INC	PO BOX 310		BEMIDJI	MN	56619-0310
NORTH MISSISSIPPI CONVEYOR COMPANY INC	PO BOX 1375		OXFORD	MS	38655-1375
NORTHERN CLEARING INC	28190 STATE HIGHWAY 137		ASHLAND	WI	54806-4601
NORTHSTAR DEMOLITION & REMEDIATION LP	404 N BERRY ST		BREA	CA	92821-3104
NOVINIUM INC	22820 RUSSELL RD		KENT	WA	98032-4892
NUTRI-JECT SYSTEMS INC	PO BOX 398		HUDSON	IA	50643-0398
OLYMPUS CONSTRUCTION INC	2506 W WASHINGTON AVE		JONESBORO	AR	72401-9258
OLYMPUS PAINTING CONTRACTORS INC	556 ANCLOTE RD		TARPON SPGS	FL	34689-6701
OSMENT ROOFING SYSTEMS INC	4201 E NETTLETON AVE		JONESBORO	AR	72401-5560
OTC SERVICES INC	PO BOX 188		LOUISVILLE	OH	44641-0188
OTTO BAUM COMPANY INC	866 N MAIN ST		MORTON	IL	61550-1645
OUTDOOR SYSTEMS INC	660 STATE ROUTE 158		COLUMBIA	IL	62236-3232
P&P ARTEC INC	700 CREEEL DR		WOOD DALE	IL	60191-2608
PARAGON INTERNATIONAL INC	2885 N BERKELEY LAKE RD NW STE 17		DULUTH	GA	30096-4343

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PARK CONSTRUCTION MIDWEST INC	1481 81ST AVE NE		MINNEAPOLIS	MN	55432-1795
PARKWAY C&A LP	1000 CIVIC CIR		LEWISVILLE	TX	75067-3493
PARSONS PROJECT SERVICES INC	16055 SPACE CENTER BLVD STE 725		HOUSTON	TX	77062-6269
PARTLAN-LABADIE SHEET METAL CO.	12901 CLOVERDALE ST		OAK PARK	MI	48237-3205
PATRIOT DRYWALL COMPANY INC	9337 W 53RD ST		SHAWNEE	KS	66203-2113
PAULON CONSTRUCTION MANAGEMENT CORP	13189 OYSTER LAKE RD		HOLLY	MI	48442-7903
PAVEMENT SERVICES CORPORATION	PO BOX 1107		EULESS	TX	76039-1107
PAVEWAY SYSTEMS INC	114 INDIAN LAKES LN		FLORAHOME	FL	32140-3614
PAYNE CONSTRUCTION SERVICES LLC	10565 DOWNTHA LN		BUNKER HILL	IL	62014-2855
PCF CONSTRUCTION CO INC	1311 CART RD		BELLEVILLE	IL	62221-2465
PEERLES COMPACTION GROUTING INC	1200 SW BROOKSIDE CIR STE 15		GRIMES	IA	50111-5141
PERENNIAL ENVIRONMENTAL I LLC	13100 NORTHWEST FWY STE 160		HOUSTON	TX	77040-6343
PERFECT PLAY FIELDS AND LINKS INC	PO BOX 24006		BELLEVILLE	IL	62223-9006
PERFORMANCE CONTRACTORS INC	PO BOX 83630		BATON ROUGE	LA	70884-3630
PERRETT CONSTRUCTION LTD	PO BOX 32		VALENTINE	NE	69201-0032
PETREE CONSTRUCTION	1100 S D ST		FORT SMITH	AR	72901-4510

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PETTUS PLUMBING & PIPING INC	PO BOX 1048		ROGERSVILLE	AL	35652-1048
PFEFFERKORN & DRURY CONSTRUCTION LLC	19957 W 162ND ST		OLATHE	KS	66062-2787
PHOENIX MODULAR ELEVATOR	4800 PHOENIX DR		MOUNT VERNON	IL	62864-4212
PINNACLE CONSTRUCTION OF IOWA INC	PO BOX 368		GLENWOOD	IA	51534-0368
PINNACLE MECHANICAL	PO BOX 133		HORTON	AL	35980-0133
PIPING CONTRACTORS OF KANSAS INC	115 SW JACKSON ST		TOPEKA	KS	66603-3311
PISHNY REAL ESTATE SERVICES LLC	12202 W 88TH ST		LENEXA	KS	66215-4607
PITRE CONSTRUCTION INC	6835 TOWN HALL RD		BELLEVILLE	IL	62223-8623
PLANT MAINTENANCE SERVICE CORPORATION	3000 FITE RD		MILLINGTON	TN	38053-8334
PLYLERS AT YOUR SERVICE INC	10 CREEK ST		BROOKVILLE	PA	15825-1401
P-N-G CONTRACTING INC	917 CARLA DR		TROY	IL	62294-3153
POLY VINYL ROOFING INC	785 ELBOW CREEK RD		MOUNT VERNON	IA	52314-9732
PORTERS COMMERCIAL REFRIGERATION INC	118 RIDGE DR		GREENBRIER	AR	72058-9652
POWER HOME TECHNOLOGIES, LLC	4521 PRESLYN DR		RALEIGH	NC	27616-3178
POWERSECURE INC	1609 HERITAGE COMMERCE CT		WAKE FOREST	NC	27587-4245
PRAIRIE CENTER PLUMBING HEATING & AIR CONDITIONING	242 N MARION ST		OLATHE	KS	66061-3105

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PRAIRIE CONTRACTORS INC	9318 GULFSTREAM RD STE C		FRANKFORT	IL	60423-2538
PRECISION UTILITIES GROUP INC	5916 E STATE BLVD		FORT WAYNE	IN	46815-7637
PREDICTIVE TECHNOLOGIES INC	18827 570TH AVE		AUSTIN	MN	55912-5986
PREFERRED GLOBAL INC	1360 S 10TH ST		NOBLESVILLE	IN	46060-3828
PRELOAD LLC	4000 TOWER RD		LOUISVILLE	KY	40219-1901
PREMIER LANDSCAPE & DESIGN INC	19370 SAND RIDGE RD		CARLYLE	IL	62231-3435
PREMIER SITE SERVICES LLC	100 BRICKERTON ST		COLUMBUS	MS	39701-3608
PREMIER STEEL INC	3248 MARTIN LUTHER KING		ANDERSON	IN	46013
PRO ALARM LLC	130 N DUNCAN ST		MARINE	IL	62061
PROBST ELECTRIC INC	441 W POWERLINE RD		HEBER CITY	UT	84032-1277
PROCESS EQUIPMENT INC	PO BOX 1607		PELHAM	AL	35124-5607
PROGRESSIVE PLUMBING & PIPING INC	6007 W 8000 S		PAYSON	UT	84651-9724
PROSHOT CONCRETE INC	4158 MUSGROVE DR		FLORENCE	AL	35630-6396
PROSSER WILBERT CONSTRUCTION INC	13730 W 108TH ST		LENEXA	KS	66215-2026
PROTACK, LLC	PO BOX 649		MORRIS	IL	60450-0650
PROTECH COATINGS, INC.	1949 W 2300 S		WEST VALLEY CITY	UT	84119-2013
PSF MECHANICAL INC	11621 E MARGINAL WAY S # A		TUKWILA	WA	98168-1965
PWI CONSTRUCTION INC	3903 W MARTIN AVE		LAS VEGAS	NV	89118-4500

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Q AND D CONSTRUCTION INC	PO BOX 10865		RENO	NV	89510-0835
Q3 CONTRACTING INC	3066 SPRUCE ST		LITTLE CANADA	MN	55117-1061
QCI THERMAL SYSTEMS INC	PO BOX 2432		DAVENPORT	IA	52809-2432
QUALITY ELECTRIC OF DOUGLAS COUNTY INC	1011 E 31ST ST		LAWRENCE	KS	66046-5103
QUALITY POLE INSPECTION & MAINTENANCE INC	PO BOX 947		EDNA	TX	77957-0947
QUALITY SAW & SEAL INC	7600 W 79TH ST STE 2		BRIDGEVIEW	IL	60455-2505
QUALITY STRIPING INC	1704 E EUCLID AVE		DES MOINES	IA	50313-4730
QUANDEL ENTERPRISES INC	3003 N FRONT ST		HARRISBURG	PA	17110-1224
R L BRINK CORPORATION	4400 N 24TH ST		QUINCY	IL	62305-7775
RABB'S CONSTRUCTION, LLC	2084 HIGHWAY 425 N		MONTICELLO	MO	71655-8863
RAGSDALE CONSTRUCTION	5324 WYNNEFORD WAY		RALEIGH	NC	27614-9817
RAM CONSTRUCTION SERVICES OF MICHIGAN INC	13800 ECKLES RD		LIVONIA	MI	48150-1041
RAMON GARCIA CONSTRUCTION LLC	PO BOX 12743		KANSAS CITY	KS	66112-0743
RANGER PLANT CONSTRUCTIONAL CO INC	5851 E INTERSTATE 20		ABILENE	TX	79601-7625
RAWLINGS INDUSTRIAL INC	PO BOX 1438		HAMILTON	MT	59840-1438
RE CON COMPANY A TEXAS CORP	12 NE 52ND ST		OKLAHOMA CITY	OK	73105-1888
RECTENWALD BROTHERS CONSTRUCTION INCORPORATED	16 LEONBERG RD		CRANBERRY TWP	PA	16066-3602

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REED DILLON & ASSOCIATES LLC	1213 E 24TH ST		LAWRENCE	KS	66046-5128
RELIABLE RELAMPING INC	6459 NASH RD		SARANAC	MI	48881-9608
RELIASTECH INC	2280 SIBLEY CT		EAGAN	MN	55122-1998
REMBCO GEOTECHNICAL CONTRACTORS INC	PO BOX 23009		KNOXVILLE	TN	37933-1009
RENIER CONSTRUCTION CORPORATION	2164 CITYGATE DR		COLUMBUS	OH	43219-3556
RETAIL CONSTRUCTION SERVICES INC	11343 39TH ST N		LAKE ELMO	MN	55042-9586
RETAIL STOREFRONT GROUP INC	PO BOX 1070		LEEDS	AL	35094-0020
RFB CONSTRUCTION CO INC	565 E 520TH AVE		PITTSBURG	KS	66762-6829
RICHARD GOETTLE INC	12071 HAMILTON AVE		CINCINNATI	OH	45231-1032
RICHARD NACHBAR PLUMBING INC	9053 COTTONWOOD CANYON PL		LENEXA	KS	66219-8174
RIEKE GRADING INC	8200 HEDGE LANE TER		SHAWNEE	KS	66227-3037
RIGHT WAY FACILITY SERVICES OF TEXAS LLC	503 MERCEDES ST STE B		BENBROOK	TX	76126-2572
RJ MARTIN NATIONAL CONTRACTING INC	22841 AURORA RD		BEDFORD HTS	OH	44146-1244
RJ MECHANICAL INC	3153 BELWOOD DR		VESTAVIA	AL	35243-5216
RL BISHOP & ASSOCIATES INC	PO BOX 703		MANCHESTER	GA	31816-0703
RL COOLSAET CONSTRUCTION COMPANY	PO BOX 279		TAYLOR	MI	48180-0279
RMS CRANES LLC	1900 E 66TH AVE		DENVER	CO	80229-7424

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ROCK REMOVAL RESOURCES LLC	1125 N MILITARY AVE		GREEN BAY	WI	54303-4413
ROCKFORD CONSTRUCTION COMPANY	601 1ST ST NW		GRAND RAPIDS	MI	49504-5517
ROEHL REFRIGERATED TRANSPORT LLC	PO BOX 750		MARSHFIELD	WI	54449-0750
ROLLING PLAINS CONSTRUCTION INC	12331 PEORIA ST		HENDERSON	CO	80640-9650
RON WEERS CONSTRUCTION INC	20765 FOSTER CT		BUCYRUS	KS	66013-9080
RONS SIGN COMPANY	1329 S HANDLEY ST		WICHITA	KS	67213-4316
ROPE PARTNER INC	125 MCPHERSON ST STE B		SANTA CRUZ	CA	95060-5883
ROYAL ROOFING COMPANY INC	2445 BROWN RD		ORION	MI	48359-1810
ROYALTY COMPANIES OF INDIANA INC	2099 E TIPTON ST		SEYMOUR	IN	47274-3567
RP COATINGS INC	PO BOX 327		TROY	IL	62294-0327
RUSS CONSTRUCTION	3874 LIMMER LOOP		HUTTO	TX	78634-4523
RWS ENTERPRISES LLC	8725 ROSEHILL RD STE 119		LENEXA	KS	66215-4611
RYAN & ASSOCIATES INC	10955 160TH ST		DAVENPORT	IA	52804-9166
RYAN CONTRACTORS INC	9390 7TH ST STE A		RCH CUCAMONGA	CA	91730-5669
RYAN INCORPORATED CENTRAL	PO BOX 206		JANESVILLE	WI	53547-0206
S & K REECE CONSTRUCTION LLC	11501 W 109TH ST		OVERLAND PARK	KS	66210-1235
S & W CONSTRUCTION LLC OF IOWA	109 MOODY DR		HAMBURG	IA	51640-1803

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S T COTTER TURBINE SERVICES INC	2167 196TH ST E		CLEARWATER	MN	55320-1660
SACHSE CONSTRUCTION AND DEVELOPMENT COMPANY LLC	1528 WOODWARD AVE STE 600		DETROIT	MI	48226-2038
SAMRON MIDWEST CONTRACTING INC	PO BOX 1555		MURPHYSBORO	IL	62966-5055
SARENS USA INC	5000 EXECUTIVE PKWY STE 230		SAN RAMON	CA	94583-4341
SATELLITE SERVICES INC	309 S FRONT ST		MARQUETTE	MI	49855-4600
SC CONSTRUCTION SERVICES LLC	111 E COURT ST STE 1A		FLINT	MI	48502-1649
SCHECK TECHNICAL SERVICES INC	1 E OAKHILL DR STE 100		WESTMONT	IL	60559-5540
SCHEINER COMMERCIAL GROUP INC	18965 BASE CAMP RD STE A-1		MONUMENT	CO	80132-8067
SCHERZINGER DRILLING INC	PO BOX 202		MIAMITOWN	OH	45041-0202
SCHLEIS FLOOR COVERING INC	998 GLORY RD		GREEN BAY	WI	54304-5631
SCHREIBER CORPORATION	29945 BECK RD		WIXOM	MI	48393-2836
SCHUFF STEEL COMPANY	PO BOX 19028		PHOENIX	AZ	85005-9028
SCHULTZ BROTHERS ELECTRIC CO INC	3030 S 24TH ST # A		KANSAS CITY	KS	66106-4707
SCHUMACHER ELEVATOR COMPANY	1 SCHUMACHER WAY		DENVER	IA	50622-7729
SCHUPPS LINE CONSTRUCTION INC	PO BOX 13655		ALBANY	NY	12212-3655
SCHWICKERTS TECTA AMERICA LLC	330 POPLAR ST		MANKATO	MN	56001-2312

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SCOTT ENTERPRISES ROOFING & SHEET METAL	9684 N 109TH AVE		OMAHA	NE	68142-1124
SCS CONSTRUCTION SERVICES INCORPORATED	156 S PARK BLVD		GREENWOOD	IN	46143-8837
SEAKAY CONSTRUCTION SE CORP	19001 BUCKLODGE RD		BOYDS	MD	20841-9536
SEAMLESS SOLUTIONS LLC	12605 W SANTA FE TRAIL DR		LENEXA	KS	66215
SEELE INC	24 W 40TH ST FL 12		NEW YORK	NY	10018-1094
SEK HEAT & AIR INC	422 W ATKINSON RD		PITTSBURG	KS	66762-8634
SEMINOLE EQUIPMENT INC	204 TARPON INDUSTRIAL DR		TARPON SPGS	FL	34689-6801
SERVICE & INDUSTRIAL REPAIR INC	18097 VAIL RD		PLEASANTON	KS	66075-7503
SEVEN25 LLC	12080 DURBIN DR		CARMEL	IN	46032-8939
SHAFFER ENTERPRISES D & T LLC	301 LEONA LN		URSA	IL	62376-1119
SHEET PILING SERVICES LLC	6872 STATE HIGHWAY 66		CUSTER	WI	54423-9608
SHERMCO INDUSTRIES INC	PO BOX 540545		DALLAS	TX	75354-0545
SHORTRIDGE CONSTRUCTION COMPANY, INC	3908 N 24TH ST		QUINCY	IL	62305-9628
SIERRA BRAVO CONTRACTORS LLC	7038 STATE HIGHWAY 154		SESSER	IL	62884
SIGN CRAFTERS INC	1508 STRINGTOWN RD		EVANSVILLE	IN	47711-4593
SIGN ME UP OF WISCONSIN LLC	311 FOREST AVE		SHEBOYGAN FLS	WI	53085-2526
SIMBECK & ASSOCIATES INC	38256 HIGHWAY 160		MANCOS	CO	81328-8967

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SIMON ROOFING AND SHEET METAL CORP	70 KARAGO AVE		YOUNGSTOWN	OH	44512-5949
SKYLINE TECHNOLOGY SOLUTIONS LLC	6956F AVIATION BLVD		GLEN BURNIE	MD	21061-2531
SKYTOP TOWERS INC	13503 W US HIGHWAY 34		MALCOLM	NE	68402-9783
SLAYDEN GLASS INC	239 N OLD SAINT LOUIS RD		WOOD RIVER	IL	62095-1437
SMITH TANK & STEEL INC	PO BOX 2370		GONZALES	LA	70707-2370
SMITH-HAFELI, INC.	1825 W MAIN ST		MARION	IL	62959-1265
SMITHSON INC	PO BOX 1731		ROCKY MOUNT	NC	27802-1731
SNELL NORTHCUIT ELECTRIC INC	P O BOX 24601		LITTLE ROCK	AR	72221
SNELSON COMPANIES INC	601 W STATE ST		SEDRO WOOLLEY	WA	98284-1560
SNI COMPANIES	4500 WESTOWN PKWY STE 120		WDM	IA	50266-6717
SOLARIS ROOFING SOLUTIONS INC	31W023 NORTH AVE		WEST CHICAGO	IL	60185-1060
SOLID PLATFORMS INC	6610 MELTON RD		PORTAGE	IN	46368-1236
SORELLA GROUP	14844 W 107TH ST		LENEXA	KS	66215-4002
SOUTHEAST DIRECTIONAL DRILLING LLC	3117 N CESSNA AVE		CASA GRANDE	AZ	85122-7947
SOUTHEAST POWER CORPORATION	1684 W HIBISCUS BLVD		MELBOURNE	FL	32901-2631
SOUTHEASTERN INSTALLATION INC	207 CEDAR LANE DR		LEXINGTON	NC	27292-5711
SOUTHERN ENVIRONMENTAL INC	6540 W NINE MILE RD		PENSACOLA	FL	32526-4288
SOUTHERN ERECTORS INC	6540 W NINE MILE RD		PENSACOLA	FL	32526-4288

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Construction Transient Employer Listing

Contractor Name	Street Address	Street Address 2	City	State	Zip Code
SOUTHERN MARINE CONSTRUCTION CO	PO BOX 4539		CHATTANOOGA	TN	37405-0539
SOVEREIGN STAFFING GROUP INC	1041 E 151ST ST		OLATHE	KS	66062-3417
SOWARDS GLASS, INC	2600 NW TOPEKA BLVD STE C		TOPEKA	KS	66617-1160
SPARROW PLUMBING & HEATING INC	313 DELAWARE ST		QUINCY	IL	62301-4823
SPECTRO INCORPORATED OF NEBRASKA	309 E 2ND ST STE 4		PAPILLION	NE	68046-2469
SPECTRA TECH LLC	10340 PLEASANT ST STE 100		NOBLESVILLE	IN	46060-3947
SPORTS METALS INC	PO BOX 1338		PHENIX CITY	AL	36868-1338
SQUARE B LLC	500 W SOUTH ST STE 1		LINCOLN	NE	68522-1744
SSI INCORPORATED OF NW ARKANSAS	2817 YUMA ST		FORT SMITH	AR	72901-8778
STANDARD CARTAGE CO INC	2400 S 27TH AVE		BROADVIEW	IL	60155-3853
STANDARD ELECTRIC, TOO, LLC	2006 E PRAIRIE CIR		OLATHE	KS	66062-1268
STARR HOMES LLC	7555 W 160TH ST		STILWELL	KS	66085-8101
STEPHENS & SMITH CONSTRUCTION CO INC	1542 S 1ST ST		LINCOLN	NE	68502-1999
STERLING PIPELINE SOLUTIONS LLC	501 E 151ST ST		PHOENIX	IL	60426-2402
STEVE HOEGGER & ASSOCIATES INC	2630 N HIGHWAY 78		WYLIE	TX	75098-6055
STILL CONTRACTORS LLC	15740 S MAHAFFIE ST		OLATHE	KS	66062-4038
STIREK CONSTRUCTION SERVICES INC	PO BOX 10		BLAIR	NE	68008-0010

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
STONEBRIDGE CONSTRUCTION LLC	PO BOX 16787		JONESBORO	AR	72403-6712
STORY CONSTRUCTION CO	2810 WAKEFIELD CIR		AMES	IA	50010-7725
STRINGER CONSTRUCTION COMPANY INC	6141 LUCILLE LN		SHAWNEE	KS	66203-2609
STRUCTURAL RESTORATION INC	305 3RD ST		FARMINGTON	MN	55024-1352
STRUCTURAL WATERPROOFING INC	PO BOX 255		FARMINGTON	MN	55024-0255
STUTZ EXCAVATING, INC.	3837 FOSTERBURG RD		ALTON	IL	62002-7323
SUMMIT HEARTLAND LLC	3823 W 1800 S		REMINGTON	IN	47977-8831
SUNBELT FIRE PROTECTION INC	1520 S MEMORIAL DR		TULSA	OK	74112-7039
SUNLAND CONSTRUCTION INC	PO BOX 1087		EUNICE	LA	70535-1087
SUNSTATE STEEL GROUP, INC.	560 WESTMINSTER AVE # 1		VENICE	CA	90291-3330
SUPER SKY PRODUCTS ENTERPRISES LLC	10301 N ENTERPRISE DR		MEQUON	WI	53092-4639
SUPERIOR OPERATING SYSTEMS INC	1721 S 42ND ST		ROGERS	AR	72758-4080
SUPREME ELECTRIC CO	PO BOX 114		QUINCY	IL	62306-0114
SURE STEEL INC	7528 CORNIA DR		SOUTH WEBER	UT	84405-9605
SURFACE AMERICA INC	PO BOX 157		WILLIAMSVILLE	NY	14231-0157
SURFACE PREPARATION TECHNOLOGIES LLC	81 TEXACO RD		MECHANICSBURG	PA	17050-2623
SURVEYS LAND AND CONSTRUCTION INC	PO BOX 250		ELLSWORTH	KS	67439-0250

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
SUTTERFIELD ELECTRIC CONTRACTING CORP	114 1ST AVE		EDWARDSVILLE	IL	62025-2574
SWIFT ROOFING INC	PO BOX 1102		MURRAY	KY	42071-0020
SYBRAN COMMUNICATIONS INC	16500 INDIAN CREEK PKWY STE 102		OLATHE	KS	66062-1215
SYSTEMS PLANT SERVICES INC	214 N WASHINGTON AVE STE 700		EL DORADO	AR	71730-5659
T & G CONSTRUCTION OF STILLWATER INC	5865 NEAL AVE N # 259		STILLWATER	MN	55082-2177
T WINN CONSTRUCTION COMPANY	15018 A CIR		OMAHA	NE	68144-5558
TANCO ENGINEERING INCORPORATED	1400 TAURUS CT		LOVELAND	CO	80537-3297
TANK BUILDERS INC	PO BOX 1527		EULESS	TX	76039-1527
TANK FOUNDATIONS INC	410 W FRONT ST		LAKE MILLS	IA	50450-1109
TATE GENERAL CONTRACTORS INC	115 WOODY LN		JONESBORO	AR	72401-0496
TATE ORNAMENTAL INC	496 SAGE RD N		WHITE HOUSE	TN	37188-8174
TAYLOR BROS CONSTRUCTION CO INC	4555 MIDDLE RD		COLUMBUS	IN	47203-1834
TCI COMPANIES, INC.	405 STATE ROUTE 117		GOODFIELD	IL	61742-7520
TCI SERVICES LLC	4333 W 21ST ST		TULSA	OK	74107-3444
TCR SYSTEMS	PO BOX 3988		DECATUR	IL	62524
TDR CONTRACTORS INC	PO BOX 1003		GILMER	TX	75644-1003
TDW SERVICES INC	6120 S YALE AVE STE 1700		TULSA	OK	74136-4235
TEKRAM INSTRUMENTS CORPORATION	230 TECH CENTER DR		KNOXVILLE	TN	37912-2747

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
TELLUS LLC	829 NANCY LYNN LN		ARNOLD	MD	21012-3025
TENNESSEE ELECTRIC COMPANY INC	1025 KONNAROCK RD		KINGSPORT	TN	37664-3720
TERRAZZO USA AND ASSOCIATES INC	9532 TOWRY CT		OKLAHOMA CITY	OK	73165-4629
TERRY & TERRY CONSTRUCTION LLC	723 E MAIN ST		CHARLESTON	AR	72933-9000
TEXAS ALLIANCE GROUP INC	11288 WEST RD		HOUSTON	TX	77065-4493
TEXOMA INDUSTRIAL INSULATION ASSOCIATION	PO BOX 497		DENISON	TX	75021-0497
TFR ENTERPRISES INC	601 LEANDER DR		LEANDER	TX	78641-2026
TG MERCER CONSULTING SERVICES INC	120 EL CHICO TRL		WILLOW PARK	TX	76087-8865
THE DRILLER LLC	5125 E UNIVERSITY AVE		PLEASANT HILL	IA	50327-7007
THE FISHEL COMPANY	1366 DUBLIN RD		COLUMBUS	OH	43215-1093
THE FRED CHRISTEN & SONS COMPANY	PO BOX 547		TOLEDO	OH	43697-0547
THE GOETTLE COMPANY	12071 HAMILTON AVE		CINCINNATI	OH	45231-1032
THE KILIAN CORPORATION	PO BOX A		MASCOUTAH	IL	62258-0187
THE MAPP GROUP LLC	344 3RD ST		BATON ROUGE	LA	70801-1307
THE MAXIS GROUP INC	8225 E DEL CAMINO DR # 100		SCOTTSDALE	AZ	85258-2330
THE RIVERSIDE GROUP INC	13238 S PEORIA AVE		BIXBY	OK	74008-4846
THE ROBINS & MORTON GROUP	PO BOX 59289		BIRMINGHAM	AL	35259-9289
THE ROSS GROUP CONSTRUCTION CORPORATION	PO BOX 690960		TULSA	OK	74169-0960

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THE SCHAEFER GROUP INC	1300 GRANGE HALL RD		BEAVERCREEK	OH	45430-1013
THE SELINSKY FORCE LLC	5365 E CENTER DR NE # C		CANTON	OH	44721-3734
THIELSCH ENGINEERING INC	195 FRANCES AVE		CRANSTON	RI	02910-2211
THIRKETTLE CORPORATION	16914 ALAMO PKWY BLDG 2		SELMA	TX	78154
THOMAS GRACE CONSTRUCTION INC	5605 MEMORIAL AVE N		STILLWATER	MN	55082-1092
THOMPSON ELECTRIC COMPANY	3505 S 61ST AVENUE CIR		OMAHA	NE	68106-4306
THOMPSON THRIFT CONSTRUCTION INC	901 WABASH AVE STE 300		TERRE HAUTE	IN	47807-3233
TINDALL CONTRACTOR INC	5240 NAMEOKI RD		PONTOON BEACH	IL	62040-2656
TITAN CONTRACTING & LEASING CO INC	2205 RAGU DR		OWENSBORO	KY	42303-1437
TLDB INC	12330 CARY CIR		LA VISTA	NE	68128-5579
TMG CONSTRUCTION MANAGEMENT INC	15420 ENDEAVOR DR		NOBLESVILLE	IN	46060-4921
TOMS TUCKPOINTING LLC	202 W BROADWAY ST		POCAHONTAS	AR	72455-3419
TOTAL CONSTRUCTION SOLUTIONS CO	7630 LOUIS RICH CT		DAVENPORT	IA	52804-2269
TOTAL ELECTRIC CONTRACTORS INC	PO BOX 13247		EDWARDSVILLE	KS	66113-0247
TOUCH UP PLUS	5353 SPRINGFIELD DR		EDWARDSVILLE	IL	62025-5835
TOURNEAR ROOFING CO	2605 SPRING LAKE RD		QUINCY	IL	62305-0523
TOWER TECHNOLOGIES GROUP LLC	PO BOX 266		EDGERTON	WI	53534-0266
TRADEBE ENVIRONMENTAL SERVICES LLC	234 HOBART ST STE 1		MERIDEN	CT	06450-4380

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
TRI CITY ELECTRIC COMPANY OF IOWA	6225 N BRADY ST		DAVENPORT	IA	52806-0002
TRI COUNTY WELDING & FABRICATION	PO BOX 137		ARTHUR	IL	61911-0137
TRI NORTH BUILDERS INC	PO BOX 259568		MADISON	WI	53725-9568
TRI STATE CONCRETE CORRECTION CO	3215 CORONA RD		QUINCY	IL	62305-8131
TRI STATE HEATING AND ELECTRIC INC	PO BOX 1451		KEOKUK	IA	52632-1451
TRITECHNE CONSTRUCTION & INSTALLATION INC	940 RUNWAY AVE		CONWAY	AR	72032-7115
TROCIN INC	1901 MARTIN RD		DRIPPING SPGS	TX	78620-3507
TROY PIPELINE LLC	PO BOX 450862		HOUSTON	TX	77245-0862
TUCKER TECHNOLOGY INC	300 FRANK H OGAWA PLZ STE 235		OAKLAND	CA	94612-2066
TUFF WRAP INSTALLATIONS INC	2080 DETWILER RD STE 2		HARLEYSVILLE	PA	19438-2911
TURF DESIGN INC	PO BOX 860303		SHAWNEE	KS	66286-0303
TURNER CERAMIC TILE INC	11535 KAW DR		KANSAS CITY	KS	66111-1111
TUTTLE INC	110 PAGE ST		FRIEND	NE	68359-1147
TWEET GAROT MECHANICAL INC	325 REID ST		DE PERE	WI	54115-2130
TWG CONSTRUCTION LLC	333 N PENNSYLVANIA ST UNIT 100		INDIANAPOLIS	IN	46204-3360
TWG MANAGEMENT, LLC	333 N PENNSYLVANIA ST UNIT 100		INDIANAPOLIS	IN	46204-3360
TYROLT INCORPORATED	724 N MERCER ST		DECATUR	IL	62522-1699

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U S ELECTRICAL CONSTRUCTION CO INC	79 S MAIN ST		MULLICA HILL	NJ	08062-9711
UDIG LLC	8000 FRANKLIN FARMS DR STE 100		HENRICO	VA	23229-5002
ULC ROBOTICS INC	88 ARKAY DR		HAUPPAUGE	NY	11788-3708
ULTIMATE THERMAL INC	PO BOX 34818		OMAHA	NE	68134-0818
ULTRAFLOTE LLC	3640 W 12TH ST		HOUSTON	TX	77008-6050
UNITED CONVEYOR AND MACHINERY INSTALLATION LLC	2105 ARBOR TECH DR		HEBRON	KY	41048-7512
UNITED GOLF LLC	2108 N 129TH EAST AVE		TULSA	OK	74116-1729
UNITED PIPING INC	4510 AIRPORT RD		DULUTH	MN	55811-1523
UNITED STATES CONSTRUCTION LLC	5845 HORTON ST STE 203		MISSION	KS	66202-2610
UNIVERSAL COMMUNICATIONS LLC	19915 W 161ST ST STE E		OLATHE	KS	66062-2762
UNIVERSAL WALL SYSTEMS INC	4400 DONKERS CT SE		GRAND RAPIDS	MI	49512-4054
URETEK USA INC	PO BOX 1929		TOMBALL	TX	77377-1929
USC LLC	2320 124TH RD		SABETHA	KS	66534-9459
UTILITY SOLUTIONS LLC	14612 PARALLEL LN		BASEHOR	KS	66007-4001
UTILITY SYSTEMS SOLUTIONS INC	14330 MIDWAY RD STE 200		DALLAS	TX	75244-3501
VALCOR MECHANICAL CORPORATION	15149B N FAIRDRIVE LN		WOODLAWN	IL	62898-3306
VAN ERT ELECTRIC CO INC	7019 STEWART AVE		WAUSAU	WI	54401-9230
VANCE CONSTRUCTION SOLUTIONS LLC	PO BOX 17196		JONESBORO	AR	72403-6721

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
VAUGHN ELECTRIC CO INC	313 E FLORIDA AVE		UNION CITY	TN	38261-3957
VCC LLC	PO BOX 2558		LITTLE ROCK	AR	72203-2558
VECTOR CONSTRUCTION INC	2504 MAIN AVE W		WEST FARGO	ND	58078-1310
VERITA TELECOMMUNICATIONS CORP	47059 FIVE MILE RD		PLYMOUTH	MI	48170
VIACON INC	70 BANKS RD		STOCKBRIDGE	GA	30281-4362
VICTORY AIR INC	853 S KEIFER ST		BENNETT	CO	80102-8733
VIKING ERECTORS CORP	PO BOX 1336		MC MURRAY	PA	15317-4336
VISION CONTRACTORS INC	95 OLD DIXIE HWY		ADAIRSVILLE	GA	30103
VISU SEWER INC	W230N48557 BETKER RD		PEWAUKEE	WI	53072
VKW CONSTRUCTION LLC	505 S MADISON DR		TEMPE	AZ	85281-7213
VOLT POWER LLC	2910 HIGHWAY 31 NW		HARTSELLE	AL	35640-4271
WADES REFRIGERATION INC	PO BOX 2164		BATESVILLE	AR	72503-2164
WALBRIDGE PAYROLL COMPANY LLC	777 WOODWARD AVE STE 300		DETROIT	MI	48226-3582
WALTERS CARPENTRY INC	2340 SHEPLER CHURCH AVE SW		CANTON	OH	44706-5615
WALTERS MORGAN CONSTRUCTION INC	2616 TUTTLE CREEK BLVD		MANHATTAN	KS	66502-4479
WARD ELECTRIC COMPANY, INC.	3690 STAGECOACH RD		LONGMONT	CO	80504-5658
WARNING LITES OF SOUTHERN ILLINOIS LLC	9441 LEBANON RD		EAST SAINT LOUIS	IL	62203-2213
WATSON ELECTRIC INC	318 N 8TH ST		SALINA	KS	67401-2312
WATTS ELECTRIC COMPANY	13351 DOVERS ST		WAVERLY	NE	68462-2516

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
WEATHERCRAFT COMPANY OF GRAND ISLAND	323 N CLEBURN ST		GRAND ISLAND	NE	68801-4705
WEATHERCRAFT COMPANY OF LINCOLN	PO BOX 80459		LINCOLN	NE	68501-0459
WEEKES CONSTRUCTION INC	PO BOX 17977		GREENVILLE	SC	29606-8977
WEIGEL CONSTRUCTION INC	19015 MADISON ST STE A		SPRING HILL	KS	66083-7573
WESTERN OILFIELDS SUPPLY COMPANY	PO BOX 2248		BAKERSFIELD	CA	93303-2248
WHEATLAND CONTRACTING LLC	6204 246TH RD		EFFINGHAM	KS	66023-5151
WIGINTON CORPORATION	699 AERO LN		SANFORD	FL	32771-6699
WILLBROS CONSTRUCTION US LLC	4400 POST OAK PKWY STE 1000		HOUSTON	TX	77027-3439
WILLIAM G CURTH INC	PO BOX 3463		SHAWNEE	KS	66203-0463
WILLIAMS DIVERSIFIED MATERIALS INC	PO BOX 660		BAXTER SPGS	KS	66713-0660
WILLIAMS ELECTRIC CO INC	695 DENTON BLVD NW		FT WALTON BCH	FL	32547-2150
WILSONS POOLS PLUS INC	843 SCOTT TROY RD		LEBANON	IL	62254-1911
WINGER CONTRACTING COMPANY	PO BOX 637		OTTUMWA	IA	52501-0637
WOLF CONSTRUCTION INC	5630 SW RANDOLPH AVE		TOPEKA	KS	66609-1158
WOLTCOM INC	2300 TECHNOLOGY PKWY STE 8		HOLLISTER	CA	95023-2536
WOODS BASEMENT SYSTEMS INC	524 VANDALIA ST		COLLINSVILLE	IL	62234-4041
WORLDWIDE TURBINES LLC	6530 W ROGERS CIR STE 33		BOCA RATON	FL	33487-2753

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Contractor Name	Street Address	Street Address 2	City	State	Zip Code
WR NEWMAN & ASSOCIATES INC	2854 LOGAN ST		NASHVILLE	TN	37211-2409
WS INDUSTRIAL SERVICES INC	35 MAIN PL STE 175		COUNCIL BLFS	IA	51503-0708
W-S SPECIALTY SERVICES LLC	35 MAIN PL STE 175		COUNCIL BLFS	IA	51503-0708
WVP INSTALLATIONS INC	7317 MAPLE AVE		CINCINNATI	OH	45231-4233
WYOMING EFFICIENCY CONTRACTORS INC	530 E COSTILLA ST		COLORADO SPGS	CO	80903-3763
XL INDUSTRIAL SERVICES INC	1920 N 400 W		LA PORTE	IN	46350-2131
X-TRA LIGHT MANUFACTURING LP	8812 FREY RD		HOUSTON	TX	77034-3502
YOKOGAWA CORPORATION OF AMERICA	2 DART RD		NEWNAN	GA	30265-1094
ZAPATA INCORPORATED	6302 FAIRVIEW RD STE 600		CHARLOTTE	NC	28210-2244
ZEAMERS WELDING LLC	2772 BLAKE RD E		DE PERE	WI	54115-8720
ZERCO INC	2400 S GREENWICH RD		WICHITA	KS	67210-1813
ZIMMERMAN CONSTRUCTION COMPANY INC	12509 HEMLOCK ST		OVERLAND PARK	KS	66213-1453

The Secretary of State is required by sections 347.141 and 359.481, RSMo, to publish dissolutions of limited liability companies and limited partnerships. The content requirements for the one-time publishing of these notices are prescribed by statute. This listing is published pursuant to these statutes. We request that documents submitted for publication in this section be submitted in camera ready 8 1/2" x 11" manuscript by email to adrules.dissolutions@sos.mo.gov.

**NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
DICKY'S FLEA MARKET, LLC**

On September 6, 2019, Dicky's Flea Market, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State.

Said limited liability company requests that all persons and organizations who have claims against it present them by letter immediately to the company in care of: Rick J. Muenks, Attorney at Law, 3041 S. Kimbrough Avenue, Suite 106, Springfield, Missouri 65807. Claims must include name and address of claimant; amount of claim; basis of claim; and documentation of claim. Pursuant to Section 347.141 RSMo, any claim against Dicky's Flea Market, LLC, will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF COMPANY DISSOLUTION
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
IHIHS LLC**

On September 18, 2019, IHIHS LLC, a Missouri limited liability company (the "LLC"), filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State.

All claims against the LLC should be submitted in writing to Elizabeth Connolly, 4411 Bee Ridge Road #625, Sarasota, FL 34233.

All claims must include: (1) the name and address of the claimant; (2) the amount claimed; (3) the date on which the claim arose; (4) the basis for the claim; and (5) documentation in support of the claim.

All claims against IHIHS LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the publication date of this notice.

**NOTICE OF WINDING UP
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
COCHRAN FARMS, LLC**

On September 13, 2019, COCHRAN FARMS, LLC, a Missouri limited liability company, filed its Notice of Winding Up for Limited Liability Company with the Missouri Secretary of State. COCHRAN FARMS, LLC requests that all persons and organizations who have claims against it present them immediately by letter to COCHRAN FARMS, LLC, c/o CARLSON & ASSOCIATES LC, 1901 W. 47th Place, Suite 200, Westwood, KS 66205.

All claims must include the following information: (a) name and address of the claimant, (b) the amount claimed, (c) date on which the claim arose, (d) basis for the claim and documentation thereof, and (e) whether or not the claim was secured and, if so, the collateral used as security.

All claims against COCHRAN FARMS, LLC will be barred unless a proceeding to enforce the claim is commenced within three (3) years after the date of publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF AND CLAIMANTS AGAINST LE
LAGNIAPPE CORPORATION**

On August 27, 2019, Le Lagniappe Corporation, a Missouri corporation, filed its Articles of Dissolution by Voluntary Action with the Missouri Secretary of State. All claims against the Corporation should be submitted in writing to Foster C. Collins, 401 W. 61st Ter., Kansas City, MO 64113.

All claims must include: (1) the name and address of the claimant; (2) the amount claimed; (3) the date(s) on which the claim arose; (4) the basis for the claim; and (5) documentation in support of the claim.

All claims against Le Lagniappe Corporation will be barred unless a proceeding to enforce the claim is commenced within two (2) years after the publication of this notice.

**Notice of Winding Up of
TMF XIV Investment Fund, LLC
(pursuant to V.A.M.S. 347.141)**

TMF XIV Investment Fund, LLC, a Missouri limited liability company (the "Company"), organized on September 6, 2012, with Charter Number LC1254065, filed a Notice of Winding Up with the Missouri Secretary of State on September 24, 2019. Persons with claims against the Company should present them in accordance with the following procedure:

- A. In order to file a claim with the Company, you must furnish the following:
 1. Amount of claim;
 2. Basis for the claim; and
 3. Documentation of the claim.
- B. Claims must be mailed to William Grieshober, Jr., Senior Vice President & General Counsel, Global Legal Department, Rich Products Corporation, 1 Robert Rich Way, Buffalo, NY 14213.
- C. A claim against the Company will be barred unless a proceeding to enforce the claim is commenced within three (3) years after publication of this notice.

**NOTICE TO THE UNKNOWN CREDITORS
OF
W2W, LLC**

You are hereby notified that on September 24, 2019, W2W, LLC, a Missouri limited liability company (the "Company"), the principal office of which is located in St. Louis County, Missouri, filed a Notice of Winding Up with the Secretary of State of Missouri.

In order to file a claim with the Company, you must furnish the amount and the basis for the claim and provide all necessary documentation supporting this claim. All claims must be mailed to:

W2W, LLC
8888 Ladue Road, Suite 220
St. Louis, Missouri 63124
Attn: Cathleen Faris, M.D.

A claim against W2W, LLC will be barred unless a proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE OF DISSOLUTION TO ALL CREDITORS OF
AND CLAIMS AGAINST MOIS, INC.**

On September 26, 2019, Mois, Inc., a Missouri corporation, filed its Articles of Dissolution with the Missouri Secretary of State. Dissolution was effective on September 26, 2019.

You are hereby notified that if you believe you have a claim against Mois, Inc., you must submit a summary in writing of the circumstances surrounding your claim to Mois, Inc. at 24 W. County Road 450, Sikeston, Missouri, 63801. The summary of your claim must include the following information: (1) The name, address and telephone number of the claimant. (2) The amount of the claim. (3) The date on which the event on which the claim is based occurred. (4) A brief description of the nature of the debt or the basis for the claim.

All claims against Mois, Inc. will be barred unless the proceeding to enforce the claim is commenced within two (2) years after the publication of this Notice.

NOTICE OF DISSOLUTION OF LIMITED LIABILITY COMPANY
TO ALL CREDITORS OF AND CLAIMANTS AGAINST
COLE SHUTTLE SERVICE, LLC

On September 26, 2019, Cole Shuttle Service, LLC, a Missouri limited liability company (hereinafter the "Company"), filed its Notice of Winding Up for a Limited Liability Company with the Missouri Secretary of State.

Any claims against the Company may be sent to: **Terry Cole, 1515 E. Malone Avenue, Sikeston, Missouri 63801**. Each claim must include the following information: name, address and phone number of the claimant; amount claimed; date on which the claim arose; the basis for the claim; and documentation in support of the claim.

All claims against the Company will be barred unless the proceeding to enforce the claim is commenced within three years after the publication of this notice.

**NOTICE TO UNKNOWN CREDITORS OF
MEC ADVANTAGE, LLC**

MEC Advantage, LLC (the "Company") has been dissolved pursuant to Section 347.137 of the Missouri Limited Liability Company Act by filing Articles of Termination with the Missouri Secretary of State on September 27, 2019. Pursuant to Section 347.141 of the Missouri Limited Liability Company Act, any claims against the Company must be sent to:

William W. Humphrey III
444 West 47th Street, Suite 900
Kansas City, MO 64112

Claims submitted must include the following information: (1) claimant name, address and phone number; (2) name of debtor; (3) account or other number by which the debtor may identify the claimant; (4) a brief description of the nature of the debt or the basis of the claim; (5) the amount of the claim; (6) the date the claim was incurred; and (7) supporting documentation for the claim, if any.

**NOTICE: CLAIMS OF CREDITORS OF THE CORPORATION WILL BE BARRED
UNLESS A PROCEEDING TO ENFORCE THE CLAIM IS COMMENCED WITHIN
THREE (3) YEARS OF THE DATE OF THIS NOTICE.**

Rule Changes Since Update to Code of State Regulations

This cumulative table gives you the latest status of rules. It contains citations of rulemakings adopted or proposed after deadline for the monthly Update Service to the *Code of State Regulations*, citations are to volume and page number in the *Missouri Register*, except for material in this issue. The first number in the table cite refers to the volume number or the publication year—43 (2018) and 44 (2019). MoReg refers to *Missouri Register* and the numbers refer to a specific *Register* page, R indicates a rescission, W indicates a withdrawal, S indicates a statement of actual cost, T indicates an order terminating a rule, N.A. indicates not applicable, RAN indicates a rule action notice, RUC indicates a rule under consideration, and F indicates future effective date.

Rule Number	Agency	Emergency	Proposed	Order	In Addition
OFFICE OF ADMINISTRATION					
1 CSR 10	State Officials' Salary Compensation Schedule				43 MoReg 3648
1 CSR 10-5.010	Commissioner of Administration		43 MoReg 3208	44 MoReg 1184	
1 CSR 20-6.010	Personnel Advisory Board and Division of Personnel		This Issue		
1 CSR 50-2.040	Missouri Ethics Commission		44 MoReg 2361		
1 CSR 50-2.070	Missouri Ethics Commission		44 MoReg 2362		
1 CSR 50-5.010	Missouri Ethics Commission	44 MoReg 2359	44 MoReg 2362		
1 CSR 50-5.020	Missouri Ethics Commission	44 MoReg 2359	44 MoReg 2362		
DEPARTMENT OF AGRICULTURE					
2 CSR 30-2.020	Animal Health		44 MoReg 2087		
2 CSR 30-10.010	Animal Health	44 MoReg 2275	44 MoReg 2283		
2 CSR 70-17.010	Plant Industries		This Issue		
2 CSR 70-17.020	Plant Industries		This Issue		
2 CSR 70-17.030	Plant Industries		This Issue		
2 CSR 70-17.040	Plant Industries		This IssueR		
2 CSR 70-17.050	Plant Industries		This Issue		
2 CSR 70-17.060	Plant Industries		This IssueR		
2 CSR 70-17.070	Plant Industries		This Issue		
2 CSR 70-17.080	Plant Industries		This Issue		
2 CSR 70-17.090	Plant Industries		This IssueR		
2 CSR 70-17.100	Plant Industries		This Issue		
2 CSR 70-17.110	Plant Industries		This Issue		
2 CSR 70-17.120	Plant Industries		This Issue		
2 CSR 70-17.130	Plant Industries		This Issue		
2 CSR 70-40.005	Plant Industries		44 MoReg 2363R		
2 CSR 70-40.015	Plant Industries		44 MoReg 2363R		
2 CSR 70-40.016	Plant Industries		44 MoReg 2364R		
2 CSR 70-40.017	Plant Industries		44 MoReg 2364R		
2 CSR 70-40.025	Plant Industries		44 MoReg 2364R		
2 CSR 70-40.040	Plant Industries		44 MoReg 2364R		
2 CSR 70-40.050	Plant Industries		44 MoReg 2365R		
2 CSR 70-40.055	Plant Industries		44 MoReg 2365R		
2 CSR 90	Weights, Measures and Consumer Protection				44 MoReg 2148
2 CSR 90-10.001	Weights, Measures and Consumer Protection		44 MoReg 2240		
2 CSR 90-10.012	Weights, Measures and Consumer Protection		44 MoReg 1133	44 MoReg 2397	
2 CSR 90-10.019	Weights, Measures and Consumer Protection		44 MoReg 2240		
2 CSR 90-10.130	Weights, Measures and Consumer Protection		44 MoReg 1133	44 MoReg 2397	
2 CSR 90-10.140	Weights, Measures and Consumer Protection		44 MoReg 1134	44 MoReg 2397	
2 CSR 90-10.145	Weights, Measures and Consumer Protection		44 MoReg 1134	44 MoReg 2398	
2 CSR 90-10.150	Weights, Measures and Consumer Protection		44 MoReg 1134	44 MoReg 2398	
2 CSR 90-10.155	Weights, Measures and Consumer Protection		44 MoReg 1135	44 MoReg 2398	
2 CSR 90-10.160	Weights, Measures and Consumer Protection		44 MoReg 1135	44 MoReg 2398	
2 CSR 90-10.165	Weights, Measures and Consumer Protection		44 MoReg 1136	44 MoReg 2398	
2 CSR 90-10.170	Weights, Measures and Consumer Protection		44 MoReg 1136	44 MoReg 2399	
2 CSR 90-10.175	Weights, Measures and Consumer Protection		44 MoReg 1137	44 MoReg 2399	
2 CSR 90-10.180	Weights, Measures and Consumer Protection		44 MoReg 1137	44 MoReg 2399	
2 CSR 90-38.010	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.020	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.030	Weights, Measures and Consumer Protection		43 MoReg 2012R		
2 CSR 90-38.040	Weights, Measures and Consumer Protection		43 MoReg 2013R		
2 CSR 90-38.050	Weights, Measures and Consumer Protection		43 MoReg 2013R		
DEPARTMENT OF CONSERVATION					
3 CSR 10-4.111	Conservation Commission		44 MoReg 2439		
3 CSR 10-4.117	Conservation Commission		44 MoReg 2439		
3 CSR 10-4.130	Conservation Commission		44 MoReg 2440		
3 CSR 10-4.135	Conservation Commission		44 MoReg 1832		
3 CSR 10-4.136	Conservation Commission		44 MoReg 2087		
3 CSR 10-4.137	Conservation Commission		44 MoReg 2088		
3 CSR 10-4.140	Conservation Commission		44 MoReg 2088		
3 CSR 10-4.145	Conservation Commission		44 MoReg 2088		
3 CSR 10-4.200	Conservation Commission		44 MoReg 1833		
3 CSR 10-5.205	Conservation Commission		44 MoReg 2089		
3 CSR 10-5.215	Conservation Commission		44 MoReg 2090		
3 CSR 10-5.225	Conservation Commission		44 MoReg 2091		
3 CSR 10-5.250	Conservation Commission		44 MoReg 1833		
3 CSR 10-5.300	Conservation Commission		44 MoReg 2091		
3 CSR 10-5.310	Conservation Commission		44 MoReg 2091		
3 CSR 10-5.320	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.330	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.331	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.345	Conservation Commission		44 MoReg 2092		
3 CSR 10-5.430	Conservation Commission		44 MoReg 1835		
3 CSR 10-5.440	Conservation Commission		44 MoReg 1837		
3 CSR 10-5.445	Conservation Commission		44 MoReg 1839		
3 CSR 10-5.540	Conservation Commission		44 MoReg 1841		
3 CSR 10-5.545	Conservation Commission		44 MoReg 1843		
3 CSR 10-5.551	Conservation Commission		44 MoReg 1845		
3 CSR 10-5.552	Conservation Commission		44 MoReg 1847		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
3 CSR 10-5.559	Conservation Commission		44 MoReg 1847		
3 CSR 10-5.560	Conservation Commission		44 MoReg 1849		
3 CSR 10-5.565	Conservation Commission		44 MoReg 1851		
3 CSR 10-5.567	Conservation Commission		44 MoReg 1853		
3 CSR 10-5.570	Conservation Commission		44 MoReg 1855		
3 CSR 10-5.576	Conservation Commission		44 MoReg 1857		
3 CSR 10-5.579	Conservation Commission		44 MoReg 1859		
3 CSR 10-5.580	Conservation Commission		44 MoReg 1861		
3 CSR 10-5.700	Conservation Commission		44 MoReg 2093		
3 CSR 10-5.705	Conservation Commission		44 MoReg 2096		
3 CSR 10-6.550	Conservation Commission		N.A.	44 MoReg 2499	
3 CSR 10-7.405	Conservation Commission		44 MoReg 2442		
3 CSR 10-7.410	Conservation Commission		44 MoReg 2443		
3 CSR 10-7.434	Conservation Commission		N.A.	This Issue	
3 CSR 10-7.439	Conservation Commission		44 MoReg 2445		
3 CSR 10-7.450	Conservation Commission		44 MoReg 2099		
3 CSR 10-7.455	Conservation Commission		44 MoReg 1998	This Issue	44 MoReg 445
3 CSR 10-7.700	Conservation Commission		44 MoReg 2099		
3 CSR 10-7.705	Conservation Commission		44 MoReg 2103		
3 CSR 10-7.710	Conservation Commission		44 MoReg 2103		
3 CSR 10-7.715	Conservation Commission		44 MoReg 2104		
3 CSR 10-8.510	Conservation Commission		44 MoReg 2447		
3 CSR 10-9.625	Conservation Commission		44 MoReg 2104		
3 CSR 10-10.743	Conservation Commission		44 MoReg 2447		
3 CSR 10-10.744	Conservation Commission		44 MoReg 1863		
3 CSR 10-10.767	Conservation Commission		44 MoReg 1865		
3 CSR 10-10.768	Conservation Commission		44 MoReg 2104		
3 CSR 10-11.140	Conservation Commission		44 MoReg 2447		
3 CSR 10-11.145	Conservation Commission		44 MoReg 2105		
3 CSR 10-11.180	Conservation Commission		44 MoReg 2448		
3 CSR 10-11.186	Conservation Commission		44 MoReg 2449		
3 CSR 10-11.190	Conservation Commission		44 MoReg 2105		
3 CSR 10-11.200	Conservation Commission		44 MoReg 2449		
3 CSR 10-11.205	Conservation Commission		44 MoReg 2450		
3 CSR 10-20.805	Conservation Commission		44 MoReg 1867		
DEPARTMENT OF ECONOMIC DEVELOPMENT					
4 CSR 85-5.010	Division of Business and Community Services	44 MoReg 1229	44 MoReg 1248	44 MoReg 2499	
		This Issue T			
4 CSR 85-5.020	Division of Business and Community Services	44 MoReg 1230	44 MoReg 1249	44 MoReg 2500	
		This Issue T			
4 CSR 85-5.030	Division of Business and Community Services	44 MoReg 1232	44 MoReg 1251	44 MoReg 2501	
4 CSR 85-5.040	Division of Business and Community Services	44 MoReg 1233	44 MoReg 1252	44 MoReg 2501	
4 CSR 85-5.050	Division of Business and Community Services	44 MoReg 1233	44 MoReg 1252	44 MoReg 2501	
4 CSR 85-5.060	Division of Business and Community Services	44 MoReg 1234	44 MoReg 1253	44 MoReg 2502	
4 CSR 85-5.070	Division of Business and Community Services	44 MoReg 1234	44 MoReg 1253	44 MoReg 2502	
4 CSR 85-5.080	Division of Business and Community Services	44 MoReg 1235	44 MoReg 1253	44 MoReg 2502	
4 CSR 85-5.090	Division of Business and Community Services	44 MoReg 1235	44 MoReg 1254	44 MoReg 2503	
4 CSR 85-5.100	Division of Business and Community Services	44 MoReg 1236	44 MoReg 1254	44 MoReg 2503	
4 CSR 85-5.110	Division of Business and Community Services	44 MoReg 1237	44 MoReg 1255	44 MoReg 2503	
4 CSR 240-2	Public Service Commission (Changed to 20 CSR 4240-2)				44 MoReg 2322
4 CSR 240-3	Public Service Commission (Changed to 20 CSR 4240-3)				44 MoReg 2322
4 CSR 240-4	Public Service Commission (Changed to 20 CSR 4240-4)				44 MoReg 2323
4 CSR 240-10	Public Service Commission (Changed to 20 CSR 4240-10)				44 MoReg 2323
4 CSR 240-13	Public Service Commission (Changed to 20 CSR 4240-13)				44 MoReg 2323
4 CSR 240-14	Public Service Commission (Changed to 20 CSR 4240-14)				44 MoReg 2323
4 CSR 240-18	Public Service Commission (Changed to 20 CSR 4240-18)				44 MoReg 2323
4 CSR 240-20	Public Service Commission (Changed to 20 CSR 4240-20)				44 MoReg 2323
4 CSR 240-20.100	Public Service Commission (Changed to 20 CSR 4240-20.100)		44 MoReg 1024	44 MoReg 2319	
4 CSR 240-22	Public Service Commission (Changed to 20 CSR 4240-22)				44 MoReg 2323
4 CSR 240-23	Public Service Commission (Changed to 20 CSR 4240-23)				44 MoReg 2323
4 CSR 240-28	Public Service Commission (Changed to 20 CSR 4240-28)				44 MoReg 2324
4 CSR 240-29	Public Service Commission (Changed to 20 CSR 4240-29)				44 MoReg 2324
4 CSR 240-31	Public Service Commission (Changed to 20 CSR 4240-31)				44 MoReg 2324
4 CSR 240-34	Public Service Commission (Changed to 20 CSR 4240-34)				44 MoReg 2324
4 CSR 240-36	Public Service Commission (Changed to 20 CSR 4240-36)				44 MoReg 2324
4 CSR 240-40	Public Service Commission (Changed to 20 CSR 4240-40)				44 MoReg 2324
4 CSR 240-50	Public Service Commission (Changed to 20 CSR 4240-50)				44 MoReg 2324
4 CSR 240-60	Public Service Commission (Changed to 20 CSR 4240-60)				44 MoReg 2324
4 CSR 240-61	Public Service Commission (Changed to 20 CSR 4240-61)				44 MoReg 2324
4 CSR 240-80	Public Service Commission (Changed to 20 CSR 4240-80)				44 MoReg 2325

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4 CSR 240-120	Public Service Commission (<i>Changed to 20 CSR 4240-120</i>)				44 MoReg 2325
4 CSR 240-123	Public Service Commission (<i>Changed to 20 CSR 4240-123</i>)				44 MoReg 2325
4 CSR 240-124	Public Service Commission (<i>Changed to 20 CSR 4240-124</i>)				44 MoReg 2325
4 CSR 240-125	Public Service Commission (<i>Changed to 20 CSR 4240-125</i>)				44 MoReg 2325
4 CSR 240-126	Public Service Commission (<i>Changed to 20 CSR 4240-126</i>)				44 MoReg 2325
4 CSR 240-127	Public Service Commission (<i>Changed to 20 CSR 4240-127</i>)				44 MoReg 2325
4 CSR 340-2	Division of Energy				44 MoReg 1758
DEPARTMENT OF ELEMENTARY AND SECONDARY EDUCATION					
5 CSR 20-100.190	Division of Learning Services		43 MoReg 3780	44 MoReg 1392	
5 CSR 20-100.295	Division of Learning Services		44 MoReg 2105		
5 CSR 20-100.320	Division of Learning Services	44 MoReg 2433	44 MoReg 2450		
5 CSR 20-100.330	Division of Learning Services				44 MoReg 2325
5 CSR 20-400.180	Division of Learning Services		44 MoReg 2000		
5 CSR 20-400.220	Division of Learning Services		44 MoReg 1665	This Issue	
5 CSR 20-400.610	Division of Learning Services		44 MoReg 2002		
5 CSR 20-600.110	Division of Learning Services (<i>Changed to 5 CSR 20-100.330</i>)		44 MoReg 79	44 MoReg 1333	
5 CSR 20-600.120	Division of Learning Services (<i>Changed to 5 CSR 20-100.300</i>)				43 MoReg 3651
5 CSR 20-600.130	Division of Learning Services (<i>Changed to 5 CSR 20-100.310</i>)				43 MoReg 3651
5 CSR 20-600.140	Division of Learning Services (<i>Changed to 5 CSR 20-100.320</i>)				43 MoReg 3651
5 CSR 30-261.025	Division of Financial and Administrative Services		This Issue		
5 CSR 100-200.047	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2115		
5 CSR 100-200.050	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2115		
5 CSR 100-200.070	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2116		
5 CSR 100-200.095	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2116		
5 CSR 100-200.125	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2116		
5 CSR 100-200.130	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2117		
5 CSR 100-200.150	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2117		
5 CSR 100-200.170	Missouri Commission for the Deaf and Hard of Hearing		44 MoReg 2118		
DEPARTMENT OF HIGHER EDUCATION					
6 CSR 10-3.020	Commissioner of Higher Education		44 MoReg 2283		
6 CSR 10-14.010	Commissioner of Higher Education		44 MoReg 1502	44 MoReg 2399	
6 CSR 250-10.030	University of Missouri		44 MoReg 2365		
DEPARTMENT OF LABOR AND INDUSTRIAL RELATIONS					
8 CSR 20-2.010	Labor and Industrial Relations Commission		44 MoReg 1377	44 MoReg 2308	
8 CSR 20-3.010	Labor and Industrial Relations Commission		44 MoReg 1378	44 MoReg 2308	
8 CSR 20-3.030	Labor and Industrial Relations Commission		44 MoReg 1380	44 MoReg 2308	
8 CSR 20-3.060	Labor and Industrial Relations Commission		44 MoReg 1381	44 MoReg 2308	
8 CSR 20-4.010	Labor and Industrial Relations Commission		44 MoReg 1382	44 MoReg 2309	
8 CSR 20-5.010	Labor and Industrial Relations Commission		44 MoReg 2367		
8 CSR 20-8.010	Labor and Industrial Relations Commission		44 MoReg 1383	44 MoReg 2309	
DEPARTMENT OF MENTAL HEALTH					
9 CSR 10-7.060	Director, Department of Mental Health		44 MoReg 2368		
9 CSR 30-3.160	Certification Standards		44 MoReg 1255	44 MoReg 2309	
9 CSR 30-4.005	Certification Standards (<i>Changed from 9 CSR 30-4.042</i>)		44 MoReg 1516	44 MoReg 2608	
9 CSR 30-4.010	Certification Standards		44 MoReg 1505R	44 MoReg 2609R	
9 CSR 30-4.020	Certification Standards		44 MoReg 1505R	44 MoReg 2609R	
9 CSR 30-4.030	Certification Standards		44 MoReg 1505R	44 MoReg 2609R	
9 CSR 30-4.031	Certification Standards		44 MoReg 1506R	44 MoReg 2609R	
9 CSR 30-4.032	Certification Standards		44 MoReg 1506	44 MoReg 2609	
9 CSR 30-4.033	Certification Standards		44 MoReg 1507R	44 MoReg 2610R	
9 CSR 30-4.034	Certification Standards		44 MoReg 1507	44 MoReg 2610	
9 CSR 30-4.035	Certification Standards		44 MoReg 1510	44 MoReg 2610	
9 CSR 30-4.038	Certification Standards		44 MoReg 1515R	44 MoReg 2612R	
9 CSR 30-4.039	Certification Standards		44 MoReg 1515R	44 MoReg 2612R	
9 CSR 30-4.040	Certification Standards		44 MoReg 1515R	44 MoReg 2612R	
9 CSR 30-4.042	Certification Standards (<i>Changed to 9 CSR 30-4.005</i>)		44 MoReg 1516	44 MoReg 2608	
9 CSR 30-4.043	Certification Standards		44 MoReg 1520	44 MoReg 2612	
9 CSR 30-4.0431	Certification Standards		44 MoReg 1526	44 MoReg 2615	
9 CSR 30-4.0432	Certification Standards		44 MoReg 1528	44 MoReg 2616	
9 CSR 30-4.045	Certification Standards		44 MoReg 1533	44 MoReg 2617	
9 CSR 30-4.046	Certification Standards		44 MoReg 1536	44 MoReg 2617	
9 CSR 30-4.160	Certification Standards		44 MoReg 1539R	44 MoReg 2617R	
9 CSR 30-4.190	Certification Standards		44 MoReg 1539	44 MoReg 2618	
9 CSR 30-4.195	Certification Standards		44 MoReg 1540	44 MoReg 2618	
9 CSR 30-6.010	Certification Standards	44 MoReg 1237	44 MoReg 1264	44 MoReg 2309	
9 CSR 45-3.090	Division of Developmental Disabilities		This Issue		

Rule Number	Agency	Emergency	Proposed	Order	In Addition
DEPARTMENT OF NATURAL RESOURCES					
10 CSR 10-5.442	Air Conservation Commission		44 MoReg 1269		
10 CSR 10-5.550	Air Conservation Commission		44 MoReg 1272		
10 CSR 10-5.570	Air Conservation Commission		44 MoReg 2009		
10 CSR 10-6.030	Air Conservation Commission		44 MoReg 1138	44 MoReg 2503	
10 CSR 10-6.050	Air Conservation Commission		44 MoReg 1543		
10 CSR 10-6.060	Air Conservation Commission		44 MoReg 2454		
10 CSR 10-6.130	Air Conservation Commission		43 MoReg 1304		
10 CSR 10-6.140	Air Conservation Commission		44 MoReg 1544		
10 CSR 10-6.161	Air Conservation Commission		44 MoReg 2011		
10 CSR 10-6.200	Air Conservation Commission		44 MoReg 1872		
10 CSR 10-6.330	Air Conservation Commission		44 MoReg 2371		
10 CSR 10-6.390	Air Conservation Commission		44 MoReg 2372		
10 CSR 20-6.020	Clean Water Commission		44 MoReg 2290		
10 CSR 25-7	Hazardous Waste Management Commission				44 MoReg 1758
10 CSR 25-12.010	Hazardous Waste Management Commission		44 MoReg 2460		
10 CSR 60-15.020	Safe Drinking Water Commission		44 MoReg 1138	44 MoReg 2503	
DEPARTMENT OF PUBLIC SAFETY					
11 CSR 10-11.010	Adjutant General		44 MoReg 1025R	44 MoReg 2312R	
11 CSR 10-11.020	Adjutant General		44 MoReg 1025R	44 MoReg 2312R	
11 CSR 10-11.040	Adjutant General		44 MoReg 1026R	44 MoReg 2312R	
11 CSR 10-11.050	Adjutant General		44 MoReg 1026R	44 MoReg 2313R	
11 CSR 10-11.070	Adjutant General		44 MoReg 1026R	44 MoReg 2313R	
11 CSR 10-11.090	Adjutant General		44 MoReg 1026R	44 MoReg 2313R	
11 CSR 10-11.100	Adjutant General		44 MoReg 1027R	44 MoReg 2313R	
11 CSR 10-11.110	Adjutant General		44 MoReg 1027R	44 MoReg 2313R	
11 CSR 10-11.120	Adjutant General		44 MoReg 1027R	44 MoReg 2313R	
11 CSR 30-1.010	Office of the Director		44 MoReg 1027	44 MoReg 2313	
11 CSR 30-1.050	Office of the Director		44 MoReg 1029R	44 MoReg 2314R	
11 CSR 30-8.010	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.020	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.030	Office of the Director		43 MoReg 1328R		
11 CSR 30-8.040	Office of the Director		43 MoReg 1328R		
11 CSR 30-9.010	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.020	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.030	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.040	Office of the Director		43 MoReg 1329R		
11 CSR 30-9.050	Office of the Director		43 MoReg 1330R		
11 CSR 30-10.010	Office of the Director		44 MoReg 1029R	44 MoReg 2314R	
11 CSR 30-16.010	Office of the Director		42 MoReg 180		
			44 MoReg 1029	44 MoReg 2314	
11 CSR 45-5.190	Missouri Gaming Commission		44 MoReg 1547	This Issue	
11 CSR 45-5.200	Missouri Gaming Commission		44 MoReg 1547	This Issue	
11 CSR 45-5.210	Missouri Gaming Commission		44 MoReg 1550	This Issue	
11 CSR 45-5.237	Missouri Gaming Commission		44 MoReg 1551	This Issue	
11 CSR 45-8.140	Missouri Gaming Commission		44 MoReg 1551	This Issue	
11 CSR 45-9.105	Missouri Gaming Commission		44 MoReg 1552	This Issue	
11 CSR 45-11.020	Missouri Gaming Commission		44 MoReg 1872		
11 CSR 45-11.110	Missouri Gaming Commission		44 MoReg 1873		
11 CSR 45-12.020	Missouri Gaming Commission		44 MoReg 1552	This Issue	
11 CSR 45-12.080	Missouri Gaming Commission		44 MoReg 1552	This Issue	
11 CSR 45-30.090	Missouri Gaming Commission		44 MoReg 1873		
11 CSR 45-30.130	Missouri Gaming Commission		44 MoReg 1873		
11 CSR 45-40.100	Missouri Gaming Commission		44 MoReg 1553		
11 CSR 50-2	Missouri State Highway Patrol				44 MoReg 2325
11 CSR 50-2.430	Missouri State Highway Patrol		44 MoReg 2471R		
DEPARTMENT OF REVENUE					
12 CSR 10-2.015	Director of Revenue	44 MoReg 1493	44 MoReg 1553	44 MoReg 2504	
12 CSR 10-23.090	Director of Revenue		44 MoReg 2471		
12 CSR 10-26.060	Director of Revenue		44 MoReg 2471		
12 CSR 30-3.030	State Tax Commission		44 MoReg 2579		
DEPARTMENT OF SOCIAL SERVICES					
13 CSR 10-4.010	Division of Finance and Administrative Services	44 MoReg 2079	44 MoReg 2290		
13 CSR 40-2.050	Family Support Division		44 MoReg 2579		
13 CSR 40-2.070	Family Support Division		44 MoReg 2580		
13 CSR 40-2.180	Family Support Division		44 MoReg 1557	44 MoReg 2504	
13 CSR 40-110.030	Family Support Division		44 MoReg 1384	44 MoReg 2399	
13 CSR 65-3.010	Missouri Medicaid Audit and Compliance	44 MoReg 761			
13 CSR 70-3.310	MO HealthNet Division		44 MoReg 1666	44 MoReg 2619	
13 CSR 70-6.010	MO HealthNet Division		44 MoReg 1669		
13 CSR 70-10.016	MO HealthNet Division	44 MoReg 1661T			
		44 MoReg 1661	44 MoReg 1669		
13 CSR 70-10.110	MO HealthNet Division	44 MoReg 1664	44 MoReg 1675		
13 CSR 70-15.010	MO HealthNet Division	44 MoReg 2235			
13 CSR 70-15.110	MO HealthNet Division	44 MoReg 2236			
13 CSR 70-20.320	MO HealthNet Division		44 MoReg 1557	44 MoReg 2619	
ELECTED OFFICIALS					
15 CSR	Elected Officials				43 MoReg 1498
15 CSR 30-1.010	Secretary of State		44 MoReg 2290		
15 CSR 30-45.030	Secretary of State		44 MoReg 2119		
15 CSR 30-45.040	Secretary of State		44 MoReg 2119		
15 CSR 30-50.030	Secretary of State		44 MoReg 2295		
15 CSR 30-51.020	Secretary of State		44 MoReg 2295		
15 CSR 30-51.030	Secretary of State		44 MoReg 2296		
15 CSR 30-51.070	Secretary of State		44 MoReg 2296		
15 CSR 30-51.120	Secretary of State		44 MoReg 2296		
15 CSR 30-51.130	Secretary of State		44 MoReg 2297R		

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15 CSR 30-51.172	Secretary of State		44 MoReg 2297		
15 CSR 30-54.260	Secretary of State		44 MoReg 2298		
15 CSR 30-55.025	Secretary of State		44 MoReg 2298		
15 CSR 30-55.100	Secretary of State		44 MoReg 2298		
15 CSR 30-59.110	Secretary of State		44 MoReg 2299		
15 CSR 30-59.170	Secretary of State		44 MoReg 2299		
15 CSR 50-3.010	Treasurer		44 MoReg 1874	44 MoReg 2504	
15 CSR 50-3.070	Treasurer		44 MoReg 1874	44 MoReg 2504	
15 CSR 50-3.100	Treasurer		44 MoReg 1875	44 MoReg 2504	
15 CSR 50-4.010	Treasurer		44 MoReg 2012	44 MoReg 2619	
15 CSR 50-4.020	Treasurer		44 MoReg 2012	44 MoReg 2619	
15 CSR 50-4.030	Treasurer		44 MoReg 2013	44 MoReg 2620	
15 CSR 60-10.020	Attorney General		44 MoReg 2120		
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16 CSR 10-5.010	The Public School Retirement System of Missouri		This Issue		
16 CSR 10-6.060	The Public School Retirement System of Missouri		This Issue		
16 CSR 20-1.010	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1682	44 MoReg 2504	
16 CSR 20-2.040	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1682	44 MoReg 2505	
16 CSR 20-2.045	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1682	44 MoReg 2505	
16 CSR 20-2.056	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1683	44 MoReg 2505	
16 CSR 20-2.070	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1683	44 MoReg 2505	
16 CSR 20-2.105	Missouri Local Government Employees' Retirement System (LAGERS)		44 MoReg 1684	44 MoReg 2505	
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17 CSR	Board of Police Commissioners				43 MoReg 1498
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18 CSR	Public Defender Commission				43 MoReg 1498
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19 CSR 10-4.020R	Office of the Director	This Issue	This Issue		
19 CSR 10-4.020	Office of the Director	This Issue	This Issue		
19 CSR 10-15.060	Office of the Director	44 MoReg 2079	44 MoReg 2123		
19 CSR 20-20.020	Division of Community and Public Health	44 MoReg 2081	44 MoReg 2124		
19 CSR 20-20.040	Division of Community and Public Health	44 MoReg 2082	44 MoReg 2125		
19 CSR 25-30.011	Missouri State Public Health Laboratory		This Issue		
19 CSR 25-30.021	Missouri State Public Health Laboratory		This Issue		
19 CSR 25-30.031	Missouri State Public Health Laboratory		This Issue		
19 CSR 25-30.041	Missouri State Public Health Laboratory		This Issue		
19 CSR 25-30.050	Missouri State Public Health Laboratory		This Issue		
19 CSR 25-30.051	Missouri State Public Health Laboratory		This Issue		
19 CSR 25-30.060	Missouri State Public Health Laboratory		This Issue		
19 CSR 25-30.070	Missouri State Public Health Laboratory		This Issue		
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19 CSR 30-20.011	Division of Regulation and Licensure		44 MoReg 1277	44 MoReg 2506	
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19 CSR 30-24.030	Division of Regulation and Licensure		44 MoReg 1304R	44 MoReg 2520R	
19 CSR 30-30.060	Division of Regulation and Licensure	44 MoReg 2084	44 MoReg 2126		
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19 CSR 30-82.030	Division of Regulation and Licensure		44 MoReg 2473R		
19 CSR 30-95.010	Division of Regulation and Licensure	44 MoReg 1795	44 MoReg 1875		
19 CSR 30-95.025	Division of Regulation and Licensure	44 MoReg 1797	44 MoReg 1878		
19 CSR 30-95.030	Division of Regulation and Licensure	44 MoReg 1804	44 MoReg 1886		
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20 CSR 100-8.016	Insurer Conduct		44 MoReg 1685	44 MoReg 2520	
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20 CSR 200-18	Insurer Solvency and Company Regulations				44 MoReg 2624
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20 CSR 500-1	Property and Casualty				44 MoReg 2626
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20 CSR 700-1	Insurance Licensing				44 MoReg 2628
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20 CSR 2030-5.110	Missouri Board for Architects, Professional Engineers, Professional Land Surveyors, and Professional Landscape Architects		44 MoReg 2301		
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20 CSR 2070-2.031	State Board of Chiropractic Examiners		44 MoReg 1306R	44 MoReg 2315R	
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4 CSR 85-5.020	Applications	44 MoReg 1230 . . .	March 30, 2019 Term. Nov. 29, 2019
4 CSR 85-5.030	Preliminary Application Evaluation- Net Fiscal Benefit . . .	44 MoReg 1232 . . .	March 30, 2019 Dec. 31, 2019
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4 CSR 85-5.050	Preliminary Application- Level of Economic Distress . . .	44 MoReg 1233 . . .	March 30, 2019 Dec. 31, 2019
4 CSR 85-5.060	Preliminary Application- Input from Local Elected Officials . . .	44 MoReg 1234 . . .	March 30, 2019 Dec. 31, 2019
4 CSR 85-5.070	Compliance with Other Provisions of Law	44 MoReg 1234 . . .	March 30, 2019 Dec. 31, 2019
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4 CSR 85-5.090	Developer Fees; General Contractor Requirements	44 MoReg 1235 . . .	March 30, 2019 Dec. 31, 2019
4 CSR 85-5.100	Not-for-Profits	44 MoReg 1236 . . .	March 30, 2019 Dec. 31, 2019
4 CSR 85-5.110	Administrative Closure	44 MoReg 1237 . . .	March 30, 2019 Dec. 31, 2019
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5 CSR 20-100.320	Prekindergarten Program Standards	44 MoReg 2433 . . .	Aug. 28, 2019 Feb. 27, 2020
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13 CSR 10-4.010	Prohibition Against Expenditure of Appropriated Funds for Abortion Facilities	44 MoReg 2079 . . .	July 1, 2019 Dec. 26, 2019
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13 CSR 70-10.016	Global Per Diem Adjustments to Nursing Facility and HIV Nursing Facility Reimbursement Rates	44 MoReg 1661 . . .	June. 1, 2019 Dec. 30, 2019
13 CSR 70-10.110	Nursing Facility Reimbursement Allowance	44 MoReg 1664 . . .	June. 1, 2019 Dec. 30, 2019
13 CSR 70-15.010	Inpatient Hospital Services Reimbursement Plan; Outpatient Hospital Services Reimbursement Methodology . . .	44 MoReg 2235 . . .	July 12, 2019 Feb. 27, 2020
13 CSR 70-15.110	Federal Reimbursement Allowance (FRA)	44 MoReg 2236 . . .	July 12, 2019 Feb. 27, 2020
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15 CSR 30-14.010	Campaign Contribution Limits	44 MoReg 1241 . . .	March 30, 2019 Jan. 8, 2020
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19 CSR 10-4.020	J-1 Visa Waiver Program (Res)	This Issue	Oct. 1, 2019 . . . March 27, 2020
19 CSR 10-4.020	J-1 Visa Waiver Program	This Issue	Oct. 1, 2019 . . . March 27, 2020
19 CSR 10-15.060	Prohibition on Expenditure of Funds	44 MoReg 2079 . . .	July 1, 2019 Feb. 27, 2020
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19 CSR 20-20.020	Reporting Infectious, Contagious, Communicable, or Dangerous Diseases	44 MoReg 2081 . . .	July 8, 2019 Feb. 27, 2020
19 CSR 20-20.040	Measures to Determine the Prevalence and Prevent the Spread of Diseases which are Infectious, Contagious, Communicable, or Dangerous in their Nature . . .	44 MoReg 2082 . . .	July 8, 2019 Feb. 27, 2020

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19 CSR 30-30.060	Standards for the Operation of Abortion Facilities44 MoReg 2084	July 1, 2019	Feb. 27, 2020
19 CSR 30-40.750	ST-Segment Elevation Myocardial Infarction (STEMI) Center Resignation Application and Review44 MoReg 2434	Sept. 12, 2019	March 9, 2020
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19 CSR 30-95.010	Definitions44 MoReg 1795	June 3, 2019	Feb. 27, 2020
19 CSR 30-95.025	Generally Applicable Provisions44 MoReg 1797	June 3, 2019	Feb. 27, 2020
19 CSR 30-95.030	Qualifying Patient/Primary Caregiver44 MoReg 1804	June 3, 2019	Feb. 27, 2020
19 CSR 30-95.040	Medical Marijuana Facilities Generally44 MoReg 1809	June 3, 2019	Feb. 27, 2020
19 CSR 30-95.050	Cultivation Facility44 MoReg 1818	June 3, 2019	Feb. 27, 2020
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19 CSR 30-95.090	Seed to Sale Tracking44 MoReg 1823	June 3, 2019	Feb. 27, 2020
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19 CSR 30-95.110	Physicians44 MoReg 1826	June 3, 2019	Feb. 27, 2020
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20 CSR 2220-2.995	Board Approved Pilot and Research Projects44 MoReg 2573	Sept. 27, 2019	March 24, 2020
20 CSR 2220-2.400	Compounding Standards of Practice44 MoReg 1241	March 30, 2019	Jan. 8, 2020
20 CSR 2220-2.990	Rx Cares for Missouri Program44 MoReg 2275	July 28, 2019	Feb. 27, 2020
20 CSR 2220-4.010	General Fees44 MoReg 2238	July 20, 2019	Nov. 5, 2019
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20 CSR 2270-4.031	Minimum Standards for Practice Techniques44 MoReg 1242	March 30, 2019	Jan. 8, 2020

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19-18	Orders the Department of Health and Senior Services, Department of Elementary and Secondary Education, and the Department of Public Safety to develop a statewide campaign to deter the use of vaping devices by Missouri youths	Oct. 15, 2019	This Issue
19-17	Rescinds Executive Order 81-24	Sept. 20, 2019	This Issue
19-16	Orders the commencement of the Missouri as a Model Employer Initiative, with directives for the State of Missouri employing people with disabilities	Sept. 9, 2019	24 MoReg 2576
19-15	Declares the Department of Higher Education be henceforth called Department of Higher Education and Workforce Development	Aug. 28, 2019	44 MoReg 2438
Proclamation	Calls for a Special Session of the One Hundredth General Assembly	Aug. 21, 2019	44 MoReg 2436
19-14	Establishes the Flood Recovery Advisory Working Group	July 18, 2019	44 MoReg 2281
19-13	Establishes the Missouri Health Insurance Innovation Task Force	July 17, 2019	44 MoReg 2278
19-12	Closes state offices July 5, 2019	July 3, 2019	44 MoReg 2239
19-11	Establishes the Missouri Food, Beverage, and Forest Products Manufacturing Task Force	June 28, 2019	44 MoReg 2085
19-10	Extends Executive Order 19-06 - State of Emergency	June 13, 2019	44 MoReg 1993
19-09	Calls and orders into active service, portions of the organized militia as necessary to aid executive officials in protecting life and property	May 27, 2019	44 MoReg 1830
19-08	Declares a State of Emergency	May 21, 2019	44 MoReg 1828
Writ of Election	Fills vacancy in the One Hundredth General Assembly from the 158th district	April 23, 2019	44 MoReg 1499
Writ of Election	Fills vacancy in the One Hundredth General Assembly from the 99th district	April 23, 2019	44 MoReg 1497
19-07	Extends Executive Order 19-06 - State of Emergency	April 30, 2019	44 MoReg 1501
19-06	Gives the Department of Natural Resources discretionary authority to waive or suspend operation to best serve the interests of the public health and safety during the State of Emergency	March 29, 2019	44 MoReg 1246
19-05	Declares a State of Emergency	March 21, 2019	44 MoReg 1244
19-04	Establishes the Missouri School Safety Task Force	March 13, 2019	44 MoReg 1131
Proclamation	Governor reduces line items in the budget.	Jan. 28, 2019	44 MoReg 771
19-03	Transfers the Division of Workforce Development to the Department of Higher Education	Jan. 17, 2019	44 MoReg 767
19-02	Transfers the Office of Public Counsel and Public Service Commission to the Department of Insurance, Financial Institutions and Professional Registration	Jan. 17, 2019	44 MoReg 765
19-01	Transfers the Division of Energy to the Department of Natural Resources	Jan. 17, 2019	44 MoReg 763

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18-12	Establishes the Missouri 2020 Complete Count Committee	Dec. 18, 2018	44 MoReg 498
18-11	Closes state offices December 24, 2018.	Nov. 30, 2018	43 MoReg 3761
18-10	Establishes that each executive branch adhere to the code of conduct regarding gifts from lobbyist	Nov. 20, 2018	44 MoReg 36
18-09	Closes state offices November 23, 2018.	Nov. 1, 2018	43 MoReg 3204
18-08	Establishes the Missouri Justice Reinvestment Executive Oversight Council.	Oct. 25, 2018	43 MoReg 3472
Proclamation	Governor temporarily reduces line items in the budget.	Oct. 31, 2018	43 MoReg 3416
18-07	Establishes the Bicentennial Commission.	Oct. 12, 2018	43 MoReg 3202
Proclamation	Calls upon the Senators and Representatives to enact legislation requiring the Department of Elementary and Secondary Education to establish a statewide program to be known as the "STEM Career Awareness Program."	Sept. 4, 2018	43 MoReg 2780
18-06	Designates those members of the governor's staff who have supervisory authority over each department, division, or agency of state government.	Aug. 21, 2018	43 MoReg 2778
18-05	Declares a drought alert for 47 Missouri counties and orders the director of the Department of Natural Resources to activate and designate a chairperson for the Drought Assessment Committee	July 18, 2018	43 MoReg 2539
18-04	Extends the deadline from Section 3d of Executive Order 17-03 through September 30, 2018.	June 29, 2018	43 MoReg 1996
18-03	Reauthorizes and restructures the Homeland Security Advisory Council.	April 25, 2018	43 MoReg 1123
18-02	Declares a State of Emergency and activates the state militia in response to severe weather that began on Feb. 23.	Feb. 24, 2018	43 MoReg 664
Proclamation	Governor notifies the General Assembly that he is reducing appropriation lines in the fiscal year 2018 budget.	Feb. 14, 2018	43 MoReg 519
18-01	Rescinds Executive Order 07-21.	Jan. 4, 2018	43 MoReg 251

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